

March 13, 2023 – 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

City Council

Sonny Dhaliwal, Mayor
Paul Akinjo, Vice Mayor
Minnie Diallo
Diane Lazard
Jennifer Torres-O'Callaghan

City Staff

Stephen Salvatore, City Manager
Salvador Navarrete, City Attorney
Michael King, Assistant City Manager
Teresa Vargas, Government Services
Director / City Clerk
Brad Taylor, City Engineer
Tony Fernandes, Information Systems Director
Cari James, Finance Director
Mark Meissner, Community Development
Director
Todd Sebastian, Parks, Recreation and
Maintenance Services Director
Raymond Bechler, 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.



March 13, 2023 – Regular Meeting Agenda – 7:00 p.m.

IMPORTANT NOTICE REGARDING THIS MEETING & COVID-19

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. Please adhere to COVID-19 and social distancing guidelines. This meeting will also be available for public participation by teleconference via ZoomGov at the following link:

<https://www.zoomgov.com/j/1603088084?pwd=ajV1YkRxVlVlcVpsWTRSMG9LRENUZz09>

- ✦ 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: 160 308 8084 / Passcode: 087795
- ✦ 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: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. 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, MARCH 13, 2023
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 6:30 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 REAL PROPERTY NEGOTIATORS: Pursuant to
Government Code Section 54957.6
Agency Negotiator: Stephen J. Salvatore, City Manager
Employee Organization: Lathrop Police Officer's Association

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 CERTIFICATE OF RECOGNITION TO THE LATHROP HIGH SCHOOL
BOYS BASKETBALL TEAM

2.2 PRESENTATION REGARDING THE EAST BAY COMMUNITY ENERGY -
CLEAN ENERGY PROVIDER

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 OPPOSE 2024 BALLOT INITIATIVE 21-0042A1 "THE TAXPAYER PROTECTION AND GOVERNMENT ACCOUNTABILITY ACT"

Adopt Resolution to Oppose Initiative 21-0042A1 "The Taxpayer Protection and Government Accountability Act" State Ballot Measure Restricting Voters' Input and Local Taxing Authority

4.3 APPROVE FACILITY FEE WAIVER REQUESTS FROM NATIVE C.O.R.E AND ALCOHOLICS ANONYMOUS

Adopt Resolutions Approving the Facility Fee Waiver Requests from Native C.O.R.E for the Use of Scott Brooks Gymnasium for a Pow-Wow Event and Alcoholics Anonymous for the Use of the Lathrop Community Center Multi-Purpose Room for Weekly Meetings

- 4.4 APPROVE A PROFESSIONAL SERVICE AGREEMENT WITH PEREGRINE TECHNOLOGIES, INC. FOR INTEGRATED SOFTWARE AS A SERVICE AND DATA VISUALIZATION PLATFORM
Adopt Resolution Approving a Professional Service Agreement with Peregrine Technologies, Inc. for the Peregrine Platform
- 4.5 APPROVE THE PURCHASE OF CITY NETWORK ROUTER AND FIREWALL UPGRADES WITH SOLID NETWORKS, INC.
Adopt Resolution Approving the Purchase of City Network Router and Firewall Upgrades with Solid Networks, Inc. and Related Budget Amendment
- 4.6 APPROVE THE PURCHASE OF HARDWARE AND SOFTWARE LICENSES WITH SOLID NETWORKS, INC. TO EXPAND THE CITY'S INFORMATION SYSTEMS INFRASTRUCTURE
Adopt Resolution Approving the Purchase of Hardware and Software Licenses with Solid Networks, Inc. to Expand the City's Information Systems Infrastructure and Related Budget Amendment
- 4.7 APPROVE AMENDED AND RESTATED AGREEMENT WITH VEOLIA WATER WEST OPERATING SERVICES, INC., FOR THE OPERATION AND MAINTENANCE OF THE LATHROP CONSOLIDATED TREATMENT FACILITY AND APPROVE BUDGET AMENDMENT
Adopt Resolution Approving the Amended and Restated Agreement with Veolia Water West Operating Services, Inc., for Wastewater Plant Operation and Maintenance of the Lathrop Consolidated Treatment Facility and Approve Budget Amendment
- 4.8 APPROVE PURCHASE FROM ROTO-LITE, INC. FOR LANDSCAPE IMPROVEMENT LIGHTING ON LATHROP ROAD, LOUISE AVENUE, AND GOLDEN VALLEY PARKWAY
Adopt Resolution Approving the Purchase from Roto-Lite, Inc., for Streetscape Median Lighting on Lathrop Road from South Harlan Road to Fifth Street; Louise Avenue from South Harlan Road to Fifth Street; and Golden Valley Parkway from Towne Centre Drive to River Islands Parkway
- 4.9 APPROVE CONTRACT CHANGE ORDER NO. 1 WITH TIM PAXIN'S PACIFIC EXCAVATION, INC. DBA PACIFIC EXCAVATION FOR STREETLIGHTS FOR LOUISE AVENUE LANDSCAPE, CIP GG 21-15
Approve Contract Change Order No. 1 with Tim Paxin's Pacific Excavation, Inc. dba Pacific Excavation for Streetlights for Louise Avenue Landscape, CIP GG 21-15

- 4.10 APPROVE PURCHASE AGREEMENT FROM JAM SERVICES, INC. FOR TRAFFIC SIGNAL EQUIPMENT FOR THE LOUISE AND MCKINLEY AVENUE INTERSECTION IMPROVEMENTS, CIP PS 15-02 AND APPROVE BUDGET AMENDMENT
Adopt Resolution to Approve Purchase Agreement from Jam Services, Inc. for Traffic Signal Equipment for the Louise Ave and McKinley Ave Intersection Improvements, CIP PS 15-02 and Approve Budget Amendment
- 4.11 APPROVE PARCEL MAP 22-09 AND OFFSITE IMPROVEMENT AGREEMENT WITH LATHROP LAND ACQUISITION, LLC FOR TWO COMMERCIAL AND HIGH DENSITY RESIDENTIAL LOTS LOCATED IN THE CLSP COMMERCIAL AREA
Adopt Resolution Approving Parcel Map 22-09 and Offsite Improvement Agreement with Lathrop Land Acquisition, LLC for Two Commercial and High Density Residential Lots Located in the Central Lathrop Specific Plan Commercial Area
- 4.12 REINSTATE AND EXTEND MASTER AGREEMENT AND APPROVE TASK ORDER NO. 9 WITH INTERWEST CONSULTING GROUP, INC. FOR PROFESSIONAL PROJECT SPECIFIC SERVICES IN THE BUILDING DEPARTMENT
Adopt Resolution Reinstating and Extending Master Consulting Agreement with Interwest Consulting Group, Inc. and Approving Task Order No. 9 to Provide Project Specific Plan Check and Inspection Services in the Building Department
- 4.13 ACCEPT THE GENERAL PLAN HOUSING ELEMENT ANNUAL PROGRESS REPORT FOR CALENDAR YEAR 2022
Adopt Resolution Accepting the General Plan Housing Element Annual Progress Report for Calendar Year 2022 and Authorize Staff to Submit the Report to the Governor's Office of Planning and Research and State Department of Housing and Community Development
CEQA STATUS: Not a Project as Defined in Article 20 § 15379 of the California Environmental Quality Act (CEQA) Guidelines
- 4.14 ACCEPT LINEAR PARK IMPROVEMENTS ASSOCIATED WITH SIA FOR TRACT 4062 AND EP NO. 2022-16 FROM LATHROP LAND ACQUISITION, LLC, LOCATED WITHIN CLSP NEIGHBORHOOD 1C (TRACT 4062) AND APPROVE BUDGET AMENDMENT FOR MAINTENANCE
Adopt Resolution Accepting Linear Park Improvements Associated with Subdivision Improvement Agreement for Tract 4062 and Encroachment Permit No. 2022-16 from Lathrop Land Acquisition, LLC, Located within CLSP Neighborhood 1C (Tract 4062) and Approving Budget Amendment for Maintenance

- 4.15 ACCEPT PUBLIC IMPROVEMENTS WITH ASSOCIATED CONDITION FOR TRACT 4105, PHASE 1D, LOCATED IN THE CENTRAL LATHROP SPECIFIC PLAN FROM LATHROP LAND ACQUISITION, LLC AND APPROVE BUDGET AMENDMENT FOR MAINTENANCE
 Adopt Resolution Accepting Public Improvements with Associated Condition for Tract 4105, Phase 1D Located in the Central Lathrop Specific Plan from Lathrop Land Acquisition, LLC and Approving Budget Amendment for Maintenance
- 4.16 ACCEPT PUBLIC IMPROVEMENTS, PUBLIC RIGHT-OF-WAY AND PUBLIC UTILITY EASEMENTS ASSOCIATED WITH EP NO. 2020-67, LOCATED AT 15299 MCKINLEY AVENUE FROM SUNRISE TRUCKING INC.
 Adopt Resolution Accepting Public Improvements, Public Right-of-Way and Public Utility Easements Associated with Encroachment Permit No. 2020-67 from Sunrise Trucking Inc., located at 15299 McKinley Avenue
- 4.17 ACCEPT PUBLIC IMPROVEMENTS CONSTRUCTED BY DSS COMPANY DBA KNIFE RIVER CONSTRUCTION FOR THE RIVER ISLANDS PARKWAY WIDENING – PHASE 2, CIP PS 06-06
 Adopt Resolution Accepting Public Improvements Constructed by DSS Company dba Knife River Construction for River Islands Parkway Widening Project – Phase 2, CIP PS 06-06, Authorize the Filing of a Notice of Completion, Release of Contract Retention, and Release of Performance and Payment Bonds
- 4.18 ACCEPT PUBLIC IMPROVEMENTS CONSTRUCTED BY AMERICAN PAVEMENT SYSTEMS, INC. FOR THE CITYWIDE PAVEMENT MAINTENANCE AND REHABILITATION, CIP PS 21-12
 Adopt Resolution Accepting Public Improvements Constructed by American Pavement Systems, Inc. for the Citywide Pavement Maintenance and Rehabilitation, CIP PS 21-12, and Authorizing the Filing of a Notice of Completion, Release of Contract Retention, and Release of Performance and Payment Bonds
- 4.19 AWARD CONSTRUCTION CONTRACT TO STOCKBRIDGE GENERAL CONTRACTING, INC. FOR MILESTONE MANOR PARK IMPROVEMENTS, CIP PK 20-02 AND APPROVE BUDGET AMENDMENT
 Adopt Resolution Awarding a Construction Contract to Stockbridge General Contracting, Inc. for the Milestone Manor Park Improvements, CIP PK 20-02 and Approving Budget Amendment
- 4.20 CREATE CIP PS 23-15, ROAD AND LEVEE ACCESS GATES, AWARD CONSTRUCTION CONTRACT TO PISOR FENCE DIVISION, INC. AND APPROVE BUDGET AMENDMENT
 Adopt Resolution Approving the Creation of CIP PS 23-15, Road and Levee Access Gates, Awarding a Construction Contract to Pisor Fence Division, Inc. and Approving Budget Amendment

- 4.21 APPROVE COMMUNITY PARTNERSHIP AGREEMENT BETWEEN THE CITY OF LATHROP AND THE JUNETEENTH COMMITTEE TO CELEBRATE THE JUNETEENTH NATIONAL INDEPENDENCE DAY FEDERAL HOLIDAY
Adopt Resolution Approving a Community Partnership Agreement between the City of Lathrop and the Juneteenth Committee in Order to Better Serve the Community and Celebrate the Juneteenth National Independence Day Federal Holiday

RIVER ISLANDS DEVELOPMENT CONSENT ITEM(S)

- 4.22 AUTHORIZE THE FORMATION OF COMMUNITY FACILITIES DISTRICT NO. 2023-1 (RIVER ISLANDS PUBLIC SERVICES AND FACILITIES #2)
Adopt Resolution of Intention to Establish City of Lathrop Community Facilities District No. 2023-1 (River Islands Public Services and Facilities #2) and a Future Annexation Area to Finance Public Services and Facilities

5. SCHEDULED ITEMS

- 5.1 PUBLIC HEARING (PUBLISHED NOTICE) TO CONSIDER AN ORDINANCE AMENDING THE SPEED LIMITS IN THE CITY OF LATHROP, TITLE 10 VEHICLES AND TRAFFIC, CHAPTER 10.08 SPEED LIMITS, SECTION 10.08.030 SPEED LIMITS OF THE LATHROP MUNICIPAL CODE
City Council to Consider the Following:
1. Hold a Public Hearing; and
 2. Introduction and First Reading of an Ordinance of the City Council of the City of Lathrop Amending Section 10.08.030 "Speed Limits" of the Lathrop Municipal Code
- 5.2 PUBLIC HEARING (PUBLISHED NOTICE) TO CONSIDER APPROVAL OF NEW FEES AND UPDATE FEES IN THE PUBLIC SAFETY SECTION OF THE CITY OF LATHROP'S MASTER FEE SCHEDULE
City Council to Consider the Following:
1. Hold a Public Hearing; and
 2. Adopt Resolution Approving the New Fees and Updated Fees in the Public Safety Section of the City of Lathrop's Master Fee Schedule
- 5.3 BIENNIAL BUDGET FISCAL YEAR (FY) 2022 – 2023 MID-YEAR REPORT (YEAR 2)
Adopt Resolution Approving the Mid-Year Budget Report for Year 2 of the Biennial Budget Fiscal Year 2022-23 and Related Budget Augmentation Request

6. COUNCIL COMMUNICATIONS

- 6.1 COUNCILMEMBER DIALLO REFERRAL: Discussion to Consider Student Internship Program for High School Students
- 6.2 COUNCILMEMBER TORRES-O'CALLAGHAN REFERRAL: Discussion Regarding Implementing an Acquisition and Cataloging System of Community Member Donated Collection Pieces in Anticipation of a Future City of Lathrop Historical Museum
- 6.3 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)*
- 6.4 MAYOR & COUNCILMEMBER COMMENT(S)

7. ADJOURNMENT

/Teresa Vargas/

Teresa Vargas, MMC
Government Services Director/
City Clerk