

**CITY OF LATHROP
CITY COUNCIL REGULAR MEETING
MONDAY, MAY 13, 2024
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 6:03 p.m. The Regular Meeting reconvened at 7:04 p.m.

1. PRELIMINARY

1.1 CALL TO ORDER - – Vice Mayor Diallo called the meeting to order at 6:03 p.m.

1.2 CLOSED SESSION

1.2.1 CONFERENCE WITH LABOR NEGOTIATOR: Pursuant to Government Code Section 54957.6
Agency Negotiator: Stephen J. Salvatore, City Manager
Employee Organization: Lathrop Police Officer’s Association

RECONVENE – Vice Mayor Diallo reconvened the meeting at 7:04 p.m.

1.2.2 REPORT FROM CLOSED SESSION

City Attorney Salvador Navarrete reported that the City Council provided appropriate direction to staff pursuant to Item 1.2; no other reportable action taken.

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

Absent: Mayor Dhaliwal

1.4 INVOCATION – Councilmember Akinjo provided the invocation.

1.5 PLEDGE OF ALLEGIANCE – Councilmember Akinjo led the pledge of allegiance.

1.6 ANNOUNCEMENT(S) BY MAYOR / CITY MANAGER

City Engineer Brad Taylor announced temporary road closure and traffic configurations for Northbound McKinley Avenue at Louise Avenue, commencing May 14, 2024 through end of August 2024.

1.7 INFORMATIONAL ITEM(S) - None

1.8 DECLARATION OF CONFLICT(S) OF INTEREST

Vice Mayor Diallo declared a conflict of interest with Item 4.25, due to an agreement with the River Islands Development. Councilmember Lazard declared a conflict of interest with Item 4.25, due to her employment with Dell'Osso Farms.

2. PRESENTATIONS

2.1 CERTIFICATE OF RECOGNITION LATHROP HIGH SCHOOL VARSITY GIRLS TRACK AND FIELD TEAM

Vice Mayor Diallo provided certificates of recognition to members of the Lathrop High School Varsity Girls Track and Field Team for their outstanding achievement and stellar sportsmanship during the 2023-2024 athletic season, as members of the Western Athletic Conference Track and Field Team.

2.2 CERTIFICATE OF RECOGNITION LATHROP HIGH SCHOOL VARSITY BOYS TRACK AND FIELD TEAM

Councilmember Torres-O'Callaghan provided certificates of recognition to members of the Lathrop High School Varsity Boys Track and Field Team for their outstanding achievement and stellar sportsmanship during the 2023-2024 athletic season, as members of the Western Athletic Conference Track and Field Team.

2.3 CERTIFICATE OF RECOGNITION LATHROP HIGH SCHOOL VARSITY CHEER TEAM

Councilmember Lazard provided certificates of recognition to members of the Lathrop High School Cheer Team for their outstanding achievement in finishing 1st place in the Nationals Competition, for the 2023-2024 season, with an outstanding 95.05 final score, and earning the Girls Varsity 2024 JAMZ National Cheerleading Championship.

2.4 CERTIFICATE OF RECOGNITION LATHROP HIGH SCHOOL VARSITY BOYS VOLLEYBALL TEAM

Councilmember Akinjo provided certificates of recognition to members of the Lathrop High School Boys Varsity Team for their outstanding achievement and stellar sportsmanship during the 2023-2024 athletic season, as members of the Western Athletic Conference Volleyball Team, and finishing 1st place in the League for the 2023-2024 athletic season, with an outstanding score of 14-0.

2.5 RECOGNIZING EFFORTS BY COMMUNITY ORGANIZATIONS DURING THE COVID-19 PANDEMIC

Vice Mayor Diallo, on behalf of the City Council, recognized the American Desi Society, the Sikh Motorcycle Club and the New Lathrop Neighborhood Watch Group, for their charitable efforts and dedication to the Lathrop community during the COVID-19 pandemic.

2.6 INTRODUCTION OF NEW EMPLOYEES

Chief of Police Stephen Sealy introduced the following Police Department employees: Community Resource Officer Gabrielle Johnson, Animal Center Assistant Denise Eastburn, Animal Center Assistant Jessyka Fernandes, and Captain Richard Barries.

2.7 ECONOMIC DEVELOPMENT UPDATE

Economic Development Administrator Shelley Burcham provided the presentation covering economic developed activity from January 2024 to April 2024.

2.8 RECEIVE UPDATE ON CANNABIS RELATED ITEMS

Deputy City Manager Thomas Hedegard provided an update related to the city's approved cannabis retailer. Mark Elliott (in person speaker) requested additional information on tax revenues and the city's use of tax monies collected. Stephen Dresser (in person speaker) commented asked for additional information related to crime activity near cannabis retail establishments.

3. CITIZEN'S FORUM

Shawna Brown (in person speaker), founder of Crush Colon Cancer Organization, provided information regarding colon cancer awareness. Gavin Cline (in person speaker), Legislative Representative for Congress Member John Duarte, provided an overview of various legislative updates and activities for California's 13th District.

Tosh Ishihara (in person speaker) thanked the City Council for their support and city staff for their efforts in the success of the 2024 Mayor's Art Show. Bennie Gatto (in person speaker) expressed similar sentiments and gratitude to staff for organizing the Mayor's Art Show event.

4. **CONSENT CALENDAR**

On a motion by Councilmember Akinjo, seconded by Councilmember Lazard, the City Council approved the Consent Calendar, except Item 4.23, by the following roll call vote, unless otherwise indicated:

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

**(Item 4.23 voted on after Items 4.1 through 4.22, and 4.24, due to Councilmember Akinjo's declared conflict of interest with Item 4.23, due to his residence with the Stonebridge District area.)*

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 11, 2024, and Special Council Meeting of March 25, 2024.

4.3 SECOND READING AND ADOPTION OF ORDINANCE 24-458 OF THE CITY COUNCIL OF THE CITY OF LATHROP LEVYING SPECIAL TAXES WITHIN CITY OF LATHROP COMMUNITY FACILITIES DISTRICT NO. 2024-1 (EAGLES LANDING SERVICES)

Waived full reading and adopted **Ordinance 24-458** levying special taxes within City of Lathrop Community Facilities District No. 2024-1 (Eagles Landing Services).

4.4 TREASURER'S REPORT FOR MARCH 2024

Approved Quarterly Treasurer's Report for March 2024.

4.5 DECLARE ONE VEHICLE AND EQUIPMENT SURPLUS PROPERTY AND AUTHORIZE THEIR DISPOSAL

Adopted **Resolution 24-5506** declaring one vehicle and equipment surplus property and authorizing their disposal.

4.6 RATIFY SAN JOAQUIN COUNCIL OF GOVERNMENTS ANNUAL FINANCIAL PLAN

Adopted **Resolution 24-5507** ratifying the San Joaquin Council of Governments (SJCOG) Annual Financial Plan for FY 2024-25.

4.7 RATIFY APPROVAL OF AGREEMENT TO USE DONATED FUNDS TO PURCHASE A POLICE K-9 TO ACCOMPANY SCHOOL RESOURCE OFFICER ASSIGNED TO RIVER ISLAND ACADEMIES CAMPUSES

Pulled by Councilmember Akinjo. A question and answer period ensued. Chief of Police Stephen Sealy and City Manager Stephen Salvatore provided additional information.

Adopted **Resolution 24-5508** ratifying approval of an Agreement to use donated funds to purchase a Police K-9 to accompany School Resource Officer assigned to the River Island Academies Campuses.

4.8 RATIFY OUT OF STATE TRAVEL COSTS FOR THE LATHROP POLICE DEPARTMENT FOR SUSPECT EXTRADITION FROM OKLAHOMA

Adopted **Resolution 24-5509** ratifying out of state travel expenses related to the Lathrop Police Department suspect extradition from Oklahoma.

4.9 RATIFY SERVICE CONTRACT WITH SOLID NETWORKS INC. FOR DISASTER RECOVERY EQUIPMENT AND INSTALLATION

Adopted **Resolution 24-5510** ratifying Service Contract with Solid Networks Inc. for disaster recovery equipment and installation.

4.10 APPROVE THE PURCHASE OF EIGHT (8) VEHICLES FROM MCAULEY FORD OF PATTERSON, FOUR (4) VEHICLES FROM AMERICAN CHEVROLET OF MODESTO, AND AUTHORIZE A SERVICE CONTRACT FOR NEXTGEN ALPHA UPFITTING TO PROVIDE THE PURCHASE AND INSTALLATION OF UPFITTING MATERIALS FOR POLICE VEHICLES

Adopted **Resolutions 24-5511, 24-5512, 24-5513** approving the purchase of eight (8) vehicles from McAuley Ford of Patterson, four (4) vehicles from American Chevrolet of Modesto, and authorizing the purchase and installation of Police vehicle equipment by NextGen Alpha Upfitting.

- 4.11 APPROVE JULY 1ST LATHROP BIRTHDAY CELEBRATION TEMPORARY STREET CLOSURE ON CRESPI STREET AND LOCOMOTIVE STREET

Adopted **Resolution 24-5514** approving Temporary Street Closures for the 2024 City of Lathrop July 1st Birthday Celebration on Crespi Street and Locomotive Street.

- 4.12 APPROVE OUT OF STATE TRAVEL FOR THE 2024 NATIONAL LEAGUE OF CITIES NATIONAL BLACK CAUCUS OF LOCAL ELECTED OFFICIALS (NBC-LEO) SUMMER CONFERENCE

Adopted **Resolution 24-5515** authorizing out of state travel for the 2024 National League of Cities National Black Caucus of Local Elected Officials Summer Conference to Chicago, Illinois, from June 25-28, 2024, and approving of related budget amendment.

- 4.13 APPROVE FISCAL YEAR 2024-25 PROJECT LIST ASSOCIATED WITH SENATE BILL 1

Adopted **Resolution 24-5516** approving the list of projects for Fiscal Year 2024-25, funded by Senate Bill 1, the Road Repair and Accountability Act of 2017.

- 4.14 APPROVE SERVICE CONTRACT WITH FRANK M. BOOTH INC. TO PROVIDE ON-CALL HVAC SYSTEMS SERVICES

Adopted **Resolution 24-5517** approving Service Contract With Frank M. Booth Inc. to provide on-call HVAC Systems maintenance support services.

- 4.15 APPROVE PROFESSIONAL CONSULTING SERVICES AGREEMENT WITH MARK THOMAS, INC. TO COMPLETE THE DESIGN PHASE FOR LOUISE AVENUE AND INTERSTATE 5 INTERCHANGE, CIP PS 06-06

Adopted **Resolution 24-5518** approving Professional Consulting Services Agreement with Mark Thomas, Inc. to complete the design phase for Louise Avenue and I-5 Interchange, CIP PS 06-06.

- 4.16 APPROVE PROFESSIONAL CONSULTING SERVICES AGREEMENT WITH MARK THOMAS, INC. TO COMPLETE THE PROJECT INITIATION DOCUMENT PHASE FOR THE LATHROP ROAD AND INTERSTATE 5 INTERCHANGE, CIP PS 06-16 AND APPROVE BUDGET AMENDMENT

Adopted **Resolution 24-5519** approving Professional Consulting Services Agreement with Mark Thomas to complete the project initiation document phase for the Lathrop Road and I-5 Interchange, CIP PS 06-16, and approve budget amendment.

- 4.17 CREATE CIP PS 24-35 FOR LATHROP ROAD PAVEMENT REHABILITATION, AWARD CONSTRUCTION CONTRACT TO DSS COMPANY DBA KNIFE RIVER CONSTRUCTION AND APPROVE BUDGET AMENDMENT

Adopted **Resolution 24-5520** creating CIP PS 24-35 for Lathrop Road pavement repair, awarding Construction Contract to DSS Company dba Knife River Construction, and approving budget amendment.

- 4.18 ACCEPT PUBLIC IMPROVEMENTS CONSTRUCTED BY ODYSSEY ENVIRONMENTAL SERVICES, INC. FOR MOSSDALE LANDSCAPE AND IRRIGATION IMPROVEMENTS, CIP GG 20-19 AND LATHROP ROAD AND LOUISE AVENUE LANDSCAPE IMPROVEMENTS, CIP GG 21-15

Adopted **Resolution 24-5521** accepting public improvements constructed by Odyssey Environmental Services, Inc. for Mossdale District landscape and irrigation improvements, CIP GG 20-19, and Lathrop Road and Louise Avenue landscape improvements, CIP GG 21-15, authorizing the filing of a Notice of Completion, release contract retention, and release of Performance and Payment Bonds.

- 4.19 AWARD CONSTRUCTION CONTRACT TO ACCURATE CORROSION CONTROL, INC. FOR CITYWIDE CATHODIC PROTECTION MAINTENANCE, CIP GG 22-02

Adopted **Resolution 24-5522** awarding a Construction Contract to Accurate Corrosion Control, Inc. for citywide cathodic protection maintenance, CIP GG 22-02.

- 4.20 AWARD CONSTRUCTION CONTRACT TO AMERICAN PAVEMENT SYSTEMS, INC. FOR THE CONSTRUCTION OF MOSSDALE PAVEMENT PREVENTATIVE MAINTENANCE, CIP PS 24-32 AND APPROVE BUDGET AMENDMENT

Adopted **Resolution 24-5523** awarding Construction Contract to American Pavement Systems, Inc, for construction of CIP PS 24-32, for the Mossdale District pavement preventative maintenance, and approving budget amendment.

4.21 TRANSPORTATION DEVELOPMENT ACT CLAIM FOR FISCAL YEAR 23-24

Adopted **Resolution 24-5524** authorizing the filing of a Transportation Development Act (TDA) claim for Local Transportation Funds (LTF) for Fiscal Year 2023-24.

4.22 APPROVE THE PRELIMINARY ENGINEER'S REPORT AND DECLARE INTENTION TO LEVY ANNUAL ASSESSMENTS FOR FISCAL YEAR 2024-25 FOR INDUSTRIAL LIGHTING MAINTENANCE DISTRICT; RESIDENTIAL LIGHTING MAINTENANCE DISTRICT; MOSSDALE LANDSCAPE AND LIGHTING MAINTENANCE DISTRICT; STORM DRAIN DISTRICT ZONE 1; AND STORM DRAIN DISTRICT ZONE 1A

The City Council considered the following and adopted:

1. **Resolution 24-5525** approving the Preliminary Engineer's Report for the Industrial Lighting Maintenance District and declaring intention to levy annual assessments for Fiscal Year 2024-25;
2. **Resolution 24-5526** approving the Preliminary Engineer's Report for the Residential Lighting Maintenance District and declaring intention to levy annual assessments for Fiscal Year 2024-25;
3. **Resolution 24-5527** approving the Preliminary Engineer's Report for the Mossdale Landscape and Lighting Maintenance District and declaring intention to levy annual assessments for Fiscal Year 2024-25; and
4. **Resolution 24-5528** approving the Preliminary Engineer's Report for the Storm Drain Districts Zones 1 and 1A and declaring intention to levy annual assessments for Fiscal Year 2024-25.

4.23 *APPROVE THE PRELIMINARY ENGINEER'S REPORT AND DECLARE INTENTION TO LEVY ANNUAL ASSESSMENTS FOR FISCAL YEAR 2024-25 FOR STONEBRIDGE LANDSCAPING MAINTENANCE DISTRICT AND STONEBRIDGE DRAINAGE AND LIGHTING DISTRICT

Councilmember Akinjo stepped down from the dais at 8:36 p.m.

On a motion by Councilmember Lazard, seconded by Councilmember Torres-O'Callaghan, the City Council approved Item 4.23, and adopted the following resolutions by the following roll call vote, unless otherwise indicated:

1. **Resolution 24-5530** approving the Preliminary Engineer's Report for the Stonebridge Landscaping Maintenance District and declaring intention to levy annual assessments for Fiscal Year 2024-25; and
2. **Resolution 24-5531** approving the Preliminary Engineer's Report for the Stonebridge Drainage & Lighting District and declaring intention to levy annual assessments for Fiscal Year 2024-25.

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

**(Item 4.23 voted on after Items 4.1 through 4.22, and 4.24, due to Councilmember Akinjo's declared conflict of interest with Item 4.23, due to his residence with the Stonebridge District area.)*

Councilmember Akinjo returned to the dais at 8:37 p.m.

- 4.24 APPROVE THE PRELIMINARY ENGINEER'S REPORT AND DECLARE INTENTION TO LEVY ANNUAL ASSESSMENTS FOR FISCAL YEAR 2024-25 FOR LANDSCAPE AND LIGHTING MAINTENANCE DISTRICT NO. 93-1 (WOODFIELD PARK)

Adopted **Resolution 24-5529** approving the Preliminary Engineer's Report for Landscape and Lighting Maintenance District No. 93-1 (Woodfield Park) and declaring intention to levy annual assessments for Fiscal Year 2024-25.

RIVER ISLANDS CONSENT ITEM(S)

Item 4.25 was removed from the Consent Calendar due to declared conflicts of interest announced under Item 1.8, and lack of quorum with non-conflicted Council Members. Item 4.25 will be considered at a future council meeting. No action taken on this matter.

- 4.25 APPROVE FINAL MAP AND SUBDIVISION IMPROVEMENT AGREEMENT FOR 30 LOTS IN TRACT 3795 VILLAGE "C6" AND "C7" WITHIN SOUTH RIVER BEND DISTRICT OF RIVER ISLANDS
 Adopt Resolution Approving Final Map for Tract 3795 Village "C6" and "C7" within the South River bend District, Totaling 30 Single Family Lots and a Subdivision Improvement Agreement with River Islands Custom Homesites, LLC

5. SCHEDULED ITEMS

5.1 APPROVE BALLOTS FOR THE PROPOSED SAN JOAQUIN AREA FLOOD CONTROL AGENCY MOSSDALE TRACT OVERLAY ASSESSMENT DISTRICT FORMATION AS RELATED TO CITY-OWNED PROPERTIES

Assistant City Manager Michael King provided the presentation. City Manager Stephen Salvatore provided additional information on the matter. A question and answer period ensued throughout the presentation.

On a motion by Councilmember Lazard, seconded by Councilmember Torres-O’Callaghan, the City Council adopted **Resolution 24-5532** approving the proposed San Joaquin Area Flood Control Agency (SJAFCA) Mossdale Tract Assessment District Formation, and authorized the City Manager to execute ballots for city-owned properties in favor of the proposed assessment.

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

5.2 FIVE (5) YEAR AMENDED AND RESTATED CONTRACT FOR RESIDENTIAL AND COMMERCIAL SOLID WASTE COLLECTION AND DISPOSAL

Parks & Recreation Director Todd Sebastian and Parks & Recreation Manager Melissa Stathakopoulos provided the presentation. A question and answer period ensued throughout the presentation. Kelley Johannson (in person speaker) representing Republic Services/Lathrop Sunrise Sanitation Corporation, provided additional information related to the services provided under the proposed agreement.

On a motion by Councilmember Lazard, seconded by Councilmember Torres-O’Callaghan, the City Council adopted **Resolution 24-5533** approving a five (5) Year Amended and Restated Contract for solid waste collection and disposal of residential and commercial customers, between City of Lathrop and Lathrop Sunrise Sanitation Corporation, and authorizing a rate adjustment for Fiscal Year 2024-2025.

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

5.3 DISCUSS AND CONSIDER AWARDING A CONSTRUCTION CONTRACT TO DIRT DYNASTY, INC. FOR LATHROP ROAD RESIDENTIAL DRIVEWAY RECONSTRUCTION, CIP GG 24-27 AND APPROVE BUDGET AMENDMENT

Assistant City Manager Michael King provided the presentation. City Manager Stephen Salvatore provided additional information on the matter. A question and answer period ensued throughout the presentation. Irene Torres (in person speaker) commented on the condition of her driveway before and after the improvement project.

On a motion by Councilmember Akinjo, seconded by Councilmember Torres-O’Callaghan, the City Council discussed and adopted **Resolution 24-5534** awarding Construction Contract to Dirt Dynasty, Inc. for the Lathrop Road residential driveway reconstruction, CIP GG 24-27, and approve budget amendment.

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

6. COUNCIL COMMUNICATIONS

6.1 COUNCILMEMBER TORRES-O’CALLAGHAN REFERRAL – Discuss Lighting Palm Trees for the Month of June Commemorating Pride Month
Councilmember Torres-O’Callaghan provided an overview of the referral, requested City Council support in lighting the city palm trees for the month of June in observance of Pride Month. A question and answer period ensued throughout the presentation. Vice Mayor Diallo spoke in support of a policy that would provide staff direction in lighting the palm trees for additional holidays and special city related events, such as Juneteenth. City Council consensus provided staff direction to light the palm trees the first half of the month of June (June 1st to 15th) for Pride Month and the remainder half of the month for Juneteenth.

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

6.2 MAYOR DHALIWAL REFERRAL – Update Appointment to the San Joaquin Council of Governments Board of Directors

Vice Mayor Diallo made the following appointments:

SJ COG Board of Directors
Sonny Dhaliwal

Term Expires
December 2024

On a motion by Councilmember Akinjo, seconded by Councilmember Torres-O'Callaghan, the City Council approved the appointment made by Vice Mayor Diallo as noted above.

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

6.3 MAYOR & COUNCILMEMBER COMMITTEE REPORT(S)

Councilmember Akinjo reported his attendance to a recent meeting of the Tri Valley-San Joaquin Valley Regional Rail Authority. Vice Mayor Diallo reported her attendance to the Once Voice Trip to Washington DC, and reported that Mayor Dhaliwal, Councilmembers Akinjo and Lazard, and City Manager Stephen Salvatore also attended the regional trip.

6.4 MAYOR & COUNCILMEMBER COMMENT(S)

Councilmember Torres-O'Callaghan congratulated students' graduation from local schools. Councilmember Akinjo expressed appreciation to the senior citizen community and their involvement in the community. Councilmember Lazard thanked those in attendance. Vice Mayor Diallo expressed appreciation to the students present during the meeting, and expressed gratitude towards staff.

7. **ADJOURNMENT** – There being no further business, Vice Mayor Diallo adjourned the meeting at 9:49 p.m.



Teresa Vargas, MMC
Government Services Director
City Clerk