

**CITY OF LATHROP
CITY COUNCIL REGULAR MEETING
MONDAY, SEPTEMBER 9, 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 6:30 p.m. The Regular Meeting reconvened at 7:04 p.m.

- 1.1 CALL TO ORDER – Mayor Dhaliwal called the meeting to order at 6:30 p.m.
- 1.2 CLOSED SESSION
 - 1.2.1 CONFERENCE WITH REAL PROPERTY NEGOTIATIONS: Pursuant to Government Code Section: 54956.8
Address: APN 190-020-27, 700 Dos Reis Road, Lathrop, CA
Agency Negotiator: Stephen J. Salvatore, City Manager
Negotiating Parties: Debbie Rock
Under Negotiation: Terms of Lease and Settlement Agreements
 - 1.2.2 LIABILITY CLAIM - Pursuant to Government Code Section 54956.95
Claimant: Aspire General Insurance Company as Subrogee of Michael Ovando
Agency Claimed Against: City of Lathrop

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

1.2.3 REPORT FROM CLOSED SESSION

City Attorney Salvador Navarrete reported that direction was provided pursuant to all matters under 1.2; the City Council approved the terms of real property acquisition under 1.2.1 (4-0 vote), which included a purchase in the amount of \$1,350,000; and denied the claim under Item 1.2.2 (4-0 vote); no other reportable action.

- 1.3 ROLL CALL
 - Present: Mayor Dhaliwal; Vice Mayor Diallo
Councilmembers: Akinjo and Torres-O’Callaghan
 - Absent: Councilmember Lazard
- 1.4 INVOCATION – Pastor Troy Stein, New Life Church, provided the invocation.

1.5 PLEDGE OF ALLEGIANCE – Pastor Troy Stein led the pledge of allegiance.

1.6 ANNOUNCEMENT(S) BY MAYOR / CITY MANAGER

City Engineer Brad Taylor reported a grant award in the amount of \$480,000, from the Federal Highway Administration Safe Streets and Roads for All (SS4A) Program, which will be used to develop a Comprehensive Roadway Safety Action Plan. A question and answer period ensued regarding various traffic related topics.

1.7 INFORMATIONAL ITEM(S) - None

1.8 DECLARATION OF CONFLICT(S) OF INTEREST

Vice Mayor Diallo declared a conflict of interest with Item 4.23 and Item 4.24, due to an agreement with the River Islands Development.

2. PRESENTATIONS

2.1 CERTIFICATE OF RECOGNITION TO THE LATHROP SUNRISE ROTARY FOR THEIR COMMUNITY VOLUNTEER WORK INSTALLING AMERICAN FLAGS THROUGHOUT THE CITY OF LATHROP DURING THE HOLIDAYS

Councilmember Akinjo, on behalf of the City Council, presented a Certificate of Recognition to members to the Lathrop Sunrise Rotary Club for their community volunteer work in installing American Flags throughout the city during the holidays.

2.2 PROCLAMATION DECLARING SEPTEMBER 2024 AS FIRST RESPONDER APPRECIATION MONTH

Mayor Dhaliwal, on behalf of the City Council, presented proclamations to Members of the Lathrop-Manteca Fire District and the Lathrop Police Department declaring September 2024 as First Responder Appreciation Month.

2.3 PROCLAMATION DECLARING HISPANIC HERITAGE MONTH FROM SEPTEMBER 15, 2024 – OCTOBER 15, 2024

Councilmember Torres-O’Callaghan, on behalf of the City Council, presented a proclamation declaring September 15, 2024, through October 15, 2024, as Hispanic Heritage Month.

2.4 INTRODUCTION OF NEW EMPLOYEES

Assistant City Manager Michael King introduced new Public Works Department employees: Project Manager Zachary Karver, Project Manager Leisser Mazariego, and Electrician Instrument Technician Rodolfo Rodriguez.

City Employees not available for introduction: Building Inspector Alberto Navarro, and Police Officer Alejandra Maldonado. Introductions will be rescheduled to a future meeting.

2.5 PRESENTATION REGARDING BROADBAND INFRASTRUCTURE MASTER PLAN PROJECT, CIP GG 24-24

City Manager Stephen Salvatore provided a brief project introduction. Information Systems Director Tony Fernandes and City Consultant Will Morat, Senior Broadband Consultant with Entrust provided the presentation, which included various topics such as the project background, project goals, scope of work, assessment of assets, market analysis, conceptual network design, and project costs, amongst other matters. A question and answer period followed.

3. CITIZEN'S FORUM

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. Ramandeep Singh (in person speaker) provided information regarding Mech Finix Labs, a research institute specializing in electronics and robotics for STEM Education. Mansoor Fazel (in person speaker) expressed concern regarding pedestrian access to Champions Park.

4. CONSENT CALENDAR

On a motion by Mayor Dhaliwal, seconded by Councilmember Torres-O'Callaghan, the City Council approved the Consent Calendar, except Items *4.23 and 4.24, by the following roll call vote, unless otherwise indicated:

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

**Items 4.23 and 4.24 were voted on separately from the regular Consent Calendar.*

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 City Council Meeting of June 10, 2024.

4.3 APPROVAL OF MINUTES

Approved Minutes for the Regular City Council Meeting of July 8, 2024.

4.4 APPROVAL OF MINUTES

Approved Minutes for the Regular City Council Meeting of August 12, 2024.

4.5 APPROVAL OF MINUTES

Approved Minutes for the Special City Council Meeting of August 19, 2024.

4.6 2024 CONFLICT OF INTEREST CODE BIENNIAL AMENDMENT

Adopted **Resolution 24-5621** adopting an Amended Conflict of Interest Code.

4.7 APPROVE CONTRACT AMENDMENTS FOR THE CITY MANAGER, CITY ATTORNEY & POLICE CHIEF

Adopted **Resolution 24-5622** approving Amendment Number Six to the City Manager Employment Agreement, Amendment Number Four to the City Attorney Employment Agreement, and Amendment Number One to the Police Chief Employment Agreement.

4.8 TREASURER'S REPORT FOR JUNE 2024

Approve Quarterly Treasurer's Report for June 2024.

4.9 TABLE SPONSORSHIP AT THE 22ND ANNUAL MEMORIAL DINNER & FUNDRAISER TO COMMEMORATE SEPTEMBER 11, 2001

Adopted **Resolution 24-5623** ratifying participation and table sponsorship at the 22nd Annual Memorial Dinner and Fundraiser by Jass Sangha at the Lake Front Resort, commemorating September 11, 2001, held on September 8, 2024, in Tracy, California.

4.10 APPROVE OUT OF STATE TRAVEL FOR TWO (2) LATHROP POLICE DEPARTMENT STAFF TO DROP-OFF AND PICK-UP THE SWAT VEHICLE FOR UPFITTING

Pulled by Vice Mayor Diallo. A question and answer period ensued. Police Chief Stephen Sealy provided additional information.

Adopted **Resolution 24-5624** approving out of state travel for two (2) Lathrop Police Department staff members to drop-off and pick-up the Lathrop Police Department's SWAT Vehicle for upfitting in Reno, NV.

4.11 RATIFY THE PURCHASE OF (9) NINE VEHICLES WITH PHIL LONG FORD OF DENVER, LLC., FOR THE LATHROP POLICE DEPARTMENT

Adopted **Resolution 24-5625** ratifying the purchase of nine (9) vehicles from Phil Long Ford of Denver, LLC. for the Lathrop Police Department.

4.12 APPROVE EMERGENCY SERVICE CONTRACTS WITH NEXTGEN ALPHA UPFITTING AND MANTECA COLLISION PROS FOR POLICE VEHICLE UPFITTING AND PAINT SERVICES

1. Adopted **Resolution 24-5626** approving an Emergency Service Contract with NextGen Alpha upfitting for the purchase and installation of police vehicle equipment; and
2. Adopted **Resolution 24-5627** approving an Emergency Service Contract with Manteca Collision Pros for autobody paint and decal services for police vehicles.

4.13 APPROVE AMENDMENT NO. 5 TO PROFESSIONAL SERVICES AGREEMENT WITH WSP USA, INC. FOR THE MANTHEY ROAD BRIDGE REPLACEMENT PROJECT, CIP PS 12-04 AND APPROVE BUDGET AMENDMENT

Adopted **Resolution 24-5628** approving Amendment No. 5 to the Professional Services Agreement with WSP USA, Inc. for the Manthey Road Bridge Replacement Project, CIP PS 12-04, and approving related budget amendment.

4.14 AUTHORIZE ACCEPTANCE OF THE SELECTIVE TRAFFIC ENFORCEMENT PROGRAM (STEP) GRANT FUND AWARD FROM THE STATE OF CALIFORNIA OFFICE OF THE TRAFFIC SAFETY (OTS)

Pulled by Councilmember Akinjo. A question and answer period ensued. Police Captain Tracie Shea provided additional information.

Adopted **Resolution 24-5629** authorizing the Chief of Police to accept the Selective Traffic Enforcement Program (STEP) Grant Fund Award, in the amount of \$81,500 from the State of California Office of Traffic Safety (OTS).

4.15 ACCEPT PUBLIC IMPROVEMENTS CONSTRUCTED BY GEORGE REED, INC. FOR THE CLASS II BIKEWAYS TO ACE STATION, CIP PS 22-18

Adopted **Resolution 24-5630** accepting public improvements constructed by George Reed, Inc. for the Class II Bikeways to Ace Station, CIP PS 22-18, authorizing the filing of a Notice of Completion, release of contract retention, and release of Performance and Payment Bonds.

- 4.16 ACCEPT PUBLIC IMPROVEMENTS CONSTRUCTED BY DIRT DYNASTY, INC. FOR THE SIDEWALK INFILL AT "J" STREET AND 5TH STREET INTERSECTION, CIP PS 23-09

Adopted **Resolution 24-5631** accepting public improvements constructed by Dirt Dynasty, Inc. for sidewalk infill at "J" Street and 5th Street intersection, CIP PS 23-09, authorizing the filing of a Notice of Completion, the release of contract retention, and the release of Performance and Payment Bonds.

- 4.17 AWARD CONSTRUCTION CONTRACT TO AUTOMATIC DOOR SYSTEMS (ADS) INC. FOR THE LATHROP POLICE DEPARTMENT ADA IMPROVEMENTS, CIP GG 23-14 AND APPROVE BUDGET AMENDMENT

Adopted **Resolution 24-5632** awarding a Construction Contract to Automatic Door Systems (ADS) Inc. for the Lathrop Police Department ADA Improvements Project, CIP GG 23-14 and approving a budget amendment.

- 4.18 AWARD CONSTRUCTION CONTRACT TO BOCKMON & WOODY, INC. FOR CONSTRUCTION OF CIP GG 23-19 SOUTH LATHROP SURVEILLANCE SYSTEM AND APPROVE BUDGET AMENDMENT

Adopted **Resolution 24-5633** awarding a Construction Contract to Bockmon & Woody, Inc. for construction of the South Lathrop Surveillance System Project, CIP GG 23-19, and approving a budget amendment.

- 4.19 AWARD CONSTRUCTION CONTRACT TO FRONTLINE GENERAL ENGINEERING CONSTRUCTION, INC. FOR CONSTRUCTION OF LATHROP GATEWAY ARCHES, CIP GG 24-23 AND APPROVE BUDGET AMENDMENT

Adopted **Resolution 24-5634** awarding a Construction Contract to Frontline General Engineering Construction, Inc. for construction of the Lathrop Gateway Arches Project, CIP GG 24-23, and approving a budget amendment.

- 4.20 AWARD CONSTRUCTION CONTRACT TO MG & JC CONCRETE, INC. FOR CONSTRUCTION OF TOWNE CENTRE DRIVE RAISED CROSSWALK PROJECT, CIP PS 24-07

Pulled by Councilmember Akinjo. A question and answer period ensued. City Engineer Brad Taylor provided additional information.

Adopted **Resolution 24-5635** awarding a Construction Contract to MG & JC Concrete, Inc. for the construction of the Towne Centre Drive Raised Crosswalk Project, CIP PS 24-07.

- 4.21 CREATE MOSSDALE LANDSCAPE REHABILITATION, CIP GG 25-06, APPROVE BUDGET AMENDMENT AND APPROVE CONSTRUCTION CONTRACTS WITH MG & JC CONCRETE INC. AND JOHN D. WAIT MASONRY, INC.

Adopted **Resolution 24-5636** creating the Mossdale Landscape Rehabilitation Project, CIP GG 25-06, approving budget amendment and construction contracts.

- 4.22 CREATE CIP PS 25-07 FOR JONQUIL DRIVE AND POPPY COURT PAVEMENT REHABILITATION, AWARD CONSTRUCTION CONTRACT TO DSS COMPANY DBA KNIFE RIVER CONSTRUCTION, AND APPROVE BUDGET AMENDMENT

Adopted **Resolution 24-5637** creating the Jonquil Drive and Poppy Court Pavement Rehabilitation Project, CIP PS 25-07, awarding a Construction Contract to DSS Company, dba Knife River Construction, and approving budget amendment.

RIVER ISLANDS DEVELOPMENT CONSENT ITEM(S)

Vice Mayor Diallo recused herself at 8:20 p.m., following the vote of the Consent Calendar, prior to the vote on Items 4.23 and 4.24, due to declared conflict of interest as noted on Item 1.8.

On a motion by Mayor Dhaliwal, seconded by Councilmember Torres-O'Callaghan, the City Council approved Items 4.23 and 4.24, by the following roll call vote, unless otherwise indicated:

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

- 4.23 APPROVE PARCEL MAP, CFD ANNEXATION, AND OFFSITE IMPROVEMENT AGREEMENT WITH CALIFIA, LLC FOR 3 LOTS WITHIN WEST VILLAGE DISTRICT OF RIVER ISLANDS

Adopted **Resolution 24-5638** approving Parcel Map 24-05 within the West Village District of the River Islands Development, totaling 3 lots, approving Annexation into Community Facilities District (CFD) 2023-1, and Offsite Improvement Agreement with Califia, LLC.

- 4.24 APPROVE QUITCLAIM DEEDS TO TRANSFER OPEN SPACE PARCELS TO RIVER ISLANDS PUBLIC FINANCING AUTHORITY

Pulled by Councilmember Akinjo. A question and answer period ensued. City Engineer Brad Taylor provided additional information.

Adopted **Resolution 24-5639** approving Quitclaim Deeds to transfer open space parcels to River Islands Public Financing Authority.

5. SCHEDULED ITEMS

5.1 FISCAL YEAR (FY) 2023-24 YEAR-END BUDGET REPORT AND RELATED AMENDMENTS AND AMENDMENTS TO THE FISCAL YEAR 2024-25 BUDGET

Deputy City Manager Thomas Hedegard and Finance Director Cari James provided the presentation, which included a General Fund year-end review of the City's budgets for Fiscal Year 2023-2024, and adjustments to the current budget for Fiscal Year 2024-2025.

On a motion by Councilmember Akinjo, seconded by Councilmember Torres-O'Callaghan, the City Council discussed and adopted **Resolution 24-5640** approving the FY 2023-24 Year-End Report, Related Budget Amendments, and Amending the FY 2024-25 Budget

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

6. COUNCIL COMMUNICATIONS

6.1 MAYOR DHALIWAL REFERRAL - Update the Delegate/Alternate to the Lathrop-Manteca Fire Department and City of Lathrop 2x2 Committee Members

Mayor Dhaliwal updated the 2024 Delegate/Alternate assignment for the <u>Lathrop-Manteca Fire Department 2x2</u>	<u>Term Expires</u>
Vice Mayor Diallo, Delegate	December 31, 2024
Councilmember Akinjo, Delegate	December 31, 2024

6.2 VICE MAYOR DIALLO REFERRAL – Discussion on Late Fees for Utility Bills, and Discounts for Veterans

Vice Mayor Diallo provided a summary of the referral, which included setting a fixed penalty rate for late utility payment to replace the current 10% penalty charge. A question and answer period ensued. Deputy City Manager Thomas Hedegard provided additional information. Council consensus accepted the referral. The item will be agendized during a future meeting.

6.3 VICE MAYOR DIALLO REFERRAL – Discussion on the City's Social Media Policy

Vice Mayor Diallo provided a summary of the referral, which included setting the use of the city's social media, updates to the City's website, and additional staffing for public outreach / communication services. Council consensus accepted the referral. The item will be agendized during a future meeting.

6.4 STAFF REFERRAL – Discussion to Consider Renovation of Mossdale Community Park

City Manager Stephen Salvatore provided a summary of the referral, which included the renovation of playground equipment and park facilities. Council consensus accepted the referral. The item will be agendized during a future meeting. Paul Camarena (in person speaker) spoke in support of the referral and expressed interest in the installation of security cameras.

6.5 MAYOR & COUNCILMEMBER COMMITTEE REPORT(S)

Councilmember Akinjo reported on recent legislative activities of the San Joaquin Area Flood Control Agency. Vice Mayor Diallo announced an upcoming Local Agency Formation Commission (LAFCo) Meeting, in which the City of Lathrop is requesting approval of a Sphere of Influence Amendment to incorporate the Singh Petroleum Project.

6.6 MAYOR & COUNCILMEMBER COMMENT(S)

Councilmember Akinjo expressed appreciation to staff for their dedication and effort in providing sustainable projects that have allowed for the growth of the city. Councilmember Torres-O'Callaghan commented on the success of the Touch-A-Truck and Animal Center Adoption events, held on September 7, 2024. Vice Mayor Diallo thanked those in attendance and expressed appreciation to staff for the Towne Centre Drive raised crosswalk project. Vice Mayor Diallo expressed interest in an Economic Development discussion at an upcoming public meeting. Mayor Dhaliwal commented on additional traffic calming improvements in the River Islands Development, particularly within the intersections of River Islands Parkway, Oberlin Avenue, Bosch Avenue and Sidwell Drive. A question and answer period ensued. Council consensus directed staff to agendize the approval of the installation of a four-way stop within the subject area.

7. **ADJOURNMENT** – There being no further business, Mayor Dhaliwal adjourned the meeting at 9:01 p.m.



Teresa Vargas, MMC
Government Services Director, City Clerk