

April 9, 2018 – 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
Mark Elliott, Vice Mayor
Paul Akinjo
Steve Dresser
Martha Salcedo

City Staff

Stephen Salvatore, City Manager
Salvador Navarrete, City Attorney
Teresa Vargas, City Clerk
Glenn Gebhardt, City Engineer
Cari James, Finance & Administrative
Services Director
Rebecca Schmidt, Community
Development Director
Zachary Jones, Parks & Recreation
Director
James Hood, Police Chief

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 to be 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.



APRIL 9, 2018 – City Council Regular Meeting Agenda – 7:00 p.m.



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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. **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.

To leave a voice message for the Mayor and all Councilmembers simultaneously, dial (209) 941-7220. To send an e-mail for the Mayor and all Councilmembers simultaneously, citycouncil@ci.lathrop.ca.us

This City Council Agenda may be accessed by computer at the following Worldwide Web Address: www.ci.lathrop.ca.us LIVE STREAMING - Now available, please visit the City Council Page or use the URL www.ci.lathrop.ca.us/council/

Information

Copies of the Agenda are available in the lobby at the Lathrop City Hall, 390 Towne Centre Drive, Lathrop, on Thursday preceding a regularly scheduled City Council meeting. Supplemental documents relating to specific agenda items 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 "J" Street Fire Department. The meetings of the Lathrop City Council are broadcast on Lathrop Comcast Cable Television Channel 97.

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:

Address: City Clerk
City of Lathrop
390 Towne Centre Dr.
Lathrop, CA 95330
Telephone: (209) 941-7230

Your interest in the conduct of your City's business is appreciated.

**CITY OF LATHROP
CITY COUNCIL REGULAR MEETING
MONDAY, APRIL 9, 2018
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 LEGAL COUNSEL: Anticipated Litigation - Significant Exposure to Litigation Pursuant to Government Code Section 54956.9(b)
 - 2 Potential Case(s)
- 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 PROCLAMATION RECOGNIZING SIKH COMMUNITY VAISAKHI CELEBRATION
- 2.2 CERTIFICATE OF RECOGNITION TO JAIME HERNANDEZ
- 2.3 PRESENTATION UPDATE ON MANTHEY ROAD BRIDGE PROJECT PS 12-04 UPDATE
 - Receive Information Only
- 2.4 MAYOR'S COMMITTEE REPORT(S)
 - Parks & Recreation Update on Committee Events and Programs

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 to be 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 of Ordinances and Resolutions on Agenda Unless Otherwise Requested by the Mayor or a Councilmember
- 4.2 **APPROVAL OF MINUTES**
Approve Minutes for the Regular Council Meeting of March 12, 2018
- 4.3 **SECOND READING AND ADOPTION OF ORDINANCE 18-390 APPROVING THE TRANSFER OF THE SOUTH LATHROP SPECIFIC PLAN DEVELOPMENT AGREEMENT, ADOPTED ON AUGUST 3, 2015, AND RICHLAND'S INTEREST IN THE PHASE 2 EXPANSION OF THE LATHROP CONSOLIDATED TREATMENT FACILITY FUNDING AGREEMENT, DATED NOVEMBER 21, 2016, FROM THE EXISTING AGREEMENT HOLDER, RICHLAND DEVELOPERS, INC., TO SOUTH LATHROP LAND, LLC.**
Second Reading and Adoption of Ordinance 18-390 to Assign and Transfer the South Lathrop Development Agreement and Funding Agreement to South Lathrop Land, LLC
- 4.4 **SECOND READING AND ADOPTION OF ORDINANCE 18-391 AMENDING LATHROP MUNICIPAL CODE TITLE 13 "PUBLIC SERVICES", CHAPTER 13.09 "RECYCLED WATER SERVICE SYSTEM"**
Second Reading and Adoption of Ordinance 18-391 Approving Amendment to Title 13 "Public Services", Chapter 13.09 "Recycled Water Service System" necessary to update the recycled water system regulations to be consistent with the City's Recycled Water Program

- 4.5 **PLANNING FEE WAIVER REQUEST BY NEW LIFE CHURCH (TUP-18-7)**
 Consider Adoption of a Resolution to Waive the Temporary Use Permit Processing Fee and Storage Fee for New Life Church in the Combined Amount of \$392
- 4.6 **RESOLUTION SUPPORTING PROPOSITION 69 AND OPPOSING REPEAL OF "THE ROAD REPAIR AND ACCOUNTABILITY ACT" (SB 1 – BEALL)**
 Council to Consider Adopting Resolution Supporting Proposition 69 and Opposing Repeal of "The Road Repair and Accountability Act" (SB 1 – Beall), and Authorizing the Mayor to Sign Approval to Join the Coalition to Protect Local Transportation Improvements
- 4.7 **UPDATE OF JOB CLASSIFICATIONS**
 Adopt a Resolution to Update the Job Classifications for the Public Works Department Operations and Maintenance Staff, Projects and Programs Manager, Management Analyst I/II (Confidential) Position and Eliminate the Management Analyst I/II position
- 4.8 **APPROVAL OF FINAL MAP AND SUBDIVISION IMPROVEMENT AGREEMENT (SIA) FOR 46 LOTS IN TRACT 3837 VILLAGE "P" WITHIN EAST VILLAGE OF RIVER ISLANDS**
 Adopt Resolution Approving Final Map for Tract 3837 Village "P" within East Village District, Totaling 46 Single Family Lots and a Subdivision Improvement Agreement with River Islands Development, LLC, Acceptance of Quitclaim of Right of Way for Cohen Road, City of Lathrop Annexation No. 6 CFD 2013 and Reject the Irrevocable Offer of Dedication for Mulholland Drive
- 4.9 **APPROVAL OF FINAL MAP AND SUBDIVISION IMPROVEMENT AGREEMENT (SIA) FOR 114 CONDOMINIUM UNITS (9 LOTS) IN TRACT 3833 VILLAGE "L" WITHIN EAST VILLAGE OF RIVER ISLANDS**
 Adopt Resolution Approving Final Map for Tract 3833 Village "L" within East Village, Totaling 114 Single Family Condominium Units (9 Lots), a Subdivision Improvement Agreement with River Islands Development, LLC, Quitclaim Deed to Abandon a Portion of Cohen Road, and City of Lathrop Annexation No. 5 CFD 2013
- 4.10 **AUTHORIZE AMENDMENT NO. 2 TO THE PROFESSIONAL SERVICES AGREEMENT WITH WSP FOR THE MANTHEY ROAD BRIDGE REPLACEMENT PROJECT PS 12-04**
 Adopt a Resolution Authorizing Amendment No. 2 with WSP for Additional Preliminary Engineering and Environmental Compliance Services for the Manthey Road Bridge Replacement Project PS 12-04
- 4.11 **APPROVE INDUSTRIAL SOLID WASTE LICENSE FOR CAL-WASTE RECOVERY SYSTEM**
 Approve a Resolution for Industrial Solid Waste License for Cal-Waste Recovery System

- 4.12 ACCEPT IMPROVEMENTS TO THE MULTI PARK PROJECT FROM DOMINGUEZ LANDSCAPE SERVICES, INC.
Adopt a Resolution Accepting Improvements to the Multi Park Project for Libby Park, Basin Park, South Linear Park and Traffic Circle at Towne Centre Drive from Dominguez Landscape Services, Inc. File Notice of Completion and Release of Contract Retention
- 4.13 ACCEPT IMPROVEMENTS FOR LAS-3 CONVERSION TO A PERCOLATION BASIN FOR CROSSROADS DECOMMISSIONING WW 15-20
Adopt a Resolution Accepting Improvements for the LAS-3 Conversion to a Percolation Basin by Richland Crossroads for the Crossroads Decommissioning Project WW 15-20
- 4.14 APPROVE RECYCLED WATER USER AGREEMENT WITH RECLAMATION DISTRICT 2062 (RD 2062)
Adopt a Resolution Approving a User Agreement with RD 2062 for the Delivery and Use of Recycled Water in the River Islands Development Area
- 4.15 APPROVE MEMORANDUM OF UNDERSTANDING (MOU) WITH STEWART TRACT GROUNDWATER SUSTAINABLE AGENCY (GSA) TO PURSUE A BASIN BOUNDARY MODIFICATION FOR THE SUSTAINABLE GROUNDWATER MONITORING ACT (SGMA) COMPLIANCE CIP PW 16-04
Adopt a Resolution to Approve MOU Between City of Lathrop and Stewart Tract GSA Regarding Pursuing a Basin Boundary Modification Request in the Tracy Subbasin and Eastern San Joaquin Subbasin CIP PW 16-04
- 4.16 HOUSING ELEMENT ANNUAL PROGRESS REPORT FOR CALENDAR YEAR 2017
Adopt a Resolution to accept the Housing Element Annual Progress Report for Calendar Year 2017 and authorize staff to submit the report to the Governor's Office of Planning and Research and State Department of Housing and Community Development (HCD)
- 4.17 APPROVE AMENDMENT NO. 7 WITH PACIFIC ADVANCED CIVIL ENGINEERING, INCORPORATED (PACE) FOR ADDITIONAL DESIGN MODIFICATIONS FOR THE LATHROP CONSOLIDATED TREATMENT FACILITY (LCTF) PHASE 2 EXPANSION CIP WW 14-14
Adopt a Resolution Approving Amendment No. 7 with PACE for Additional Design Modifications for the LCTF Phase 2 Expansion, CIP WW 14-14

5. SCHEDULED ITEMS

- 5.1 CITY OF LATHROP AND CITY OF TRACY LAW ENFORCEMENT SERVICES EVALUATION
Receive a Report by Municipal Resource Group (MRG) Regarding the Provision of Contract Law Enforcement Services by the City of Tracy to the City of Lathrop and Consider Adoption of a Resolution Authorizing Task Order #10 with MRG

- 5.2 REGIONALIZATION OF WASTEWATER SYSTEM PRESENTATION BY PATRICK PALUPA EXECUTIVE OFFICER, WITH THE CENTRAL VALLEY REGIONAL WATER QUALITY CONTROL BOARD, AND APPROVAL OF CONTRACT WITH ROBERTSON-BRYAN, INC
Council to Receive Information and Consider Adoption of Resolution Authoring Contract with Robertson-Bryan, Inc. to Evaluate the Feasibility and Efficacy of Regionalization of Lathrop and Manteca Wastewater Facilities, and Creation of CIP WW 18-09
- 5.3 CITY COUNCIL AFFIRMATION OF THE PLANNING COMMISSION'S RECOMMENDATION TO APPROVE THE SIXTH ADDENDUM TO THE RIVER ISLANDS SEIR, RIVER ISLANDS VTM TRACT 3765, PRELIMINARY DEVELOPMENT PLAN, AND PRECISE PLAN LINE
Adopt a Resolution affirming the Planning Commission's recommendation to adopt the Sixth Addendum to the River Islands Subsequent EIR, approve the amended River Islands Vesting Tentative Map Tract 3765 (Large Lot), approve the revised Preliminary Development Plan for Stage 2B of Tract 3694, and approve the revised River Islands Precise Plan Line for Stage 2A of Tract 3694.
- 5.4 PUBLIC HEARING (PUBLISHED NOTICE) TO CONSIDER AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LATHROP TO AMEND LATHROP MUNICIPAL CODE, TITLE 10 "VEHICLES AND TRAFFIC", CHAPTER 10.24 "PARKING", SECTION 10.24.160 "VIOLATION PENALTY" TO ADD PAYMENT PLAN OPTIONS
City Council to Consider the Following:
1. Hold a Public Hearing; and
 2. Introduction and First Reading of an Ordinance Amending Lathrop Municipal Code Section 10.24.160 Entitled "Violation Penalty" to Add Payment Plan Options

6. COUNCIL COMMUNICATIONS

6.1 MAYOR & COUNCILMEMBER COMMITTEE REPORT(S)

- *Central Valley Executive Committee/LOCC (Salcedo/Akinjo)*
- *Council of Governments (Dresser/Dhaliwal)*
- *Integrated Waste Management Solid Waste Division (Akinjo/Elliott)*
- *Reclamation District 17 Joint Powers Authority (Salvatore)*
- *San Joaquin Partnership Board of Directors (Salvatore)*
- *San Joaquin County Commission on Aging (Zavala)*
- *San Joaquin Regional Rail Commission (Dresser)*
- *San Joaquin Valley Air Pollution Control District (Akinjo/Dhaliwal)*
- *Water Advisory Board (Dhaliwal/Elliott)*
- *Tri Valley-San Joaquin Valley Regional Rail Authority (Akinjo/Dresser)*
- *San Joaquin Area Flood Control Agency (Elliott/Dresser)*

6.2 MAYOR & COUNCILMEMBER COMMENT(S)

7. ADJOURNMENT


Teresa Vargas, CMC, City Clerk

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