

**CITY OF LATHROP
CITY COUNCIL REGULAR MEETING
MONDAY, JULY 13, 2020
7:00 P.M.
COUNCIL CHAMBER, CITY HALL
390 Towne Centre Drive
Lathrop, CA 95330**

MINUTES

Pursuant to the Governor's Executive Order N-25-20

On March 12, 2020, Governor Newsom issued Executive Order N-25-20, which allowed the option to attend public meetings telephonically/teleconference during the COVID-19 pandemic. In accordance with the Executive Order N-25-20, guidance from the California Department of Public Health on gatherings, and to protect our employees and the public, remote public participation was allowed, but not mandatory. The meeting was available by Cisco Webex teleconference to the public, as well as reduced capacity in-person participation in accordance with social distancing guidelines.

PLEASE NOTE: There was a Closed Session, which commenced at 5:33 p.m. The Regular Meeting reconvened at 7:07 p.m.

1. PRELIMINARY

1.1 CALL TO ORDER – Mayor Dhaliwal called the meeting to order at 5:33 p.m.

1.2 CLOSED SESSION

1.2.1 PUBLIC EMPLOYEE PERFORMANCE EVALUATION: Pursuant to Government Code Section 54957

- Titles: City Manager, City Attorney

1.2.2 CONFERENCE WITH LEGAL COUNSEL: Anticipated Litigation - Significant Exposure to Litigation Pursuant to Government Code Section 54956.9(b)

- 2 Potential Case(s)

RECONVENE – Mayor Dhaliwal reconvened the meeting at 7:07 p.m.

1.2.3 REPORT FROM CLOSED SESSION

City Attorney Salvador Navarrete stated no reportable action pursuant to Item 1.2.2. Mayor Dhaliwal reported on Item 1.2.1, stated that the City Council performed evaluations of the City Manager and City Attorney; stated the City Council was content with job performance of both employees; no other reportable action was taken.

1.3 ROLL CALL Present: Mayor Dhaliwal; Vice Mayor Salcedo;
Councilmembers: Akinjo, Lazard and Salcedo.

Absent: None

1.4 INVOCATION – Pastor Ryan Strong, Grace Community Church, provided the invocation.

1.5 PLEDGE OF ALLEGIANCE – Pastor Ryan Strong led the pledge of allegiance.

1.6 ANNOUNCEMENT(S) BY MAYOR / CITY MANAGER – None

1.7 INFORMATIONAL ITEM(S) – None

1.8 DECLARATION OF CONFLICT(S) OF INTEREST

Councilmember Lazard declared a conflict of interest with Item 4.13, due to her employment with Dell’Osso Family Farms.

2. PRESENTATIONS

2.1 PROCLAMATION DECLARING JULY AS ESSENTIAL WORKERS MONTH

Councilmember Akinjo read proclamation declaring July 2020 as Essential Workers Month.

2.2 PROCLAMATION DECLARING JULY AS PARKS MAKE LIFE BETTER MONTH

Vice Mayor Salcedo read proclamation declaring July 2020 as Parks Make Life Better Month.

2.3 NEW EMPLOYEE INTRODUCTION

- Trent DaDalt, Assistant Planner
- Clarisa Basa, Administrative Assistant II
- Saira Tristan, Administrative Assistant II
- Grace Manganaan, Administrative Assistant II
- Alex Gonzales, Utility Operator I

City Clerk Teresa Vargas announced introductions were postponed to a future City Council Meeting.

2.4 ECONOMIC DEVELOPMENT UPDATE

Economic Development Administrator Shelley Burcham provided a presentation related to economic development activity for the period of January 1, 2020 to June 30, 2020.

2.5 UPDATE FOR CIP WW 20-17, SURFACE WATER DISCHARGE PROJECT

Public Works Director Michael King provided the presentation regarding the surface water discharge project. City Manager Stephen Salvatore provided additional information. A question and answer period ensued throughout the presentation.

2.6 MAYOR'S COMMITTEE REPORT(S)

- Parks & Recreation Update on Committee Events and Programs

Parks and Recreation Director Zach Jones reported the following past and upcoming events and programs:

- *Virtual Recreation Portal*

Reported on the virtual recreation programs provided during the pandemic, such as: virtual tours, fitness classes, arts & crafts, virtual bingo, and educational sessions.

- *Senior Center Services & Activities*

Reported on the Brown Bag and Commodities Programs for Senior Citizens, including a socially distant wedding for two members of the Senior Center.

- *Support Local Dining Game*

Reported on the "flavor, forks and fun" dining game, aimed to support local restaurants and food vendors allowed to operate in compliance with health guidelines.

- *Virtual Memorial Day & July 1st Anniversary Events*

Reported on Memorial Day Ceremony virtual event (with over 1,500 viewers) and the City's July 1st Anniversary celebration video (over 4,000 views).

3. CITIZEN'S FORUM

City Clerk Teresa Vargas provided San Joaquin Commission on Aging report provided by Nellie Zavala, regarding teleconference commission meeting held on July 6, 2020; announced public comment letter/email dated July 13, 2020, submitted by Christine Mendes regarding various concerns with the Phelan Gateway Project and issues affecting her property on McKinley Avenue.

4. CONSENT CALENDAR

On a motion by Vice Mayor Salcedo, seconded by Councilmember Lazard, the City Council approved the Consent Calendar, except Item 4.13, by the following roll call vote, unless otherwise indicated:

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

**City Clerk Teresa Vargas announced public comment letter, dated July 13, 2020, addressing Consent Items 4.5, 4.10 and 4.13, submitted by Martin Harris with Terra Land Group, LLC.*

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 GANN APPROPRIATION LIMIT FOR FISCAL YEAR 2020-21

Adopted **Resolution 20-4752** determining the total annual appropriations subject to limitation, for Fiscal Year 2020-21.

4.3 PUBLIC WORKS DEPARTMENT RESTRUCTURING

Adopted **Resolution 20-4753** approving the proposed Public Works Department restructuring to accomplish the following:

1. Un-fund vacant Principal Engineer position; and
2. Fund an Associate Engineer position.

4.4 AUTHORIZE APPLICATION FOR, AND RECEIPT OF, LEAP GRANT FUNDS THROUGH THE STATE DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT

Pulled by Councilmember Akinjo. A question and answer period ensued. Community Development Director Mark Meissner provided the information.

Adopted **Resolution 20-4754** authorizing application for, and receipt of, LEAP Grant Program Funds through the State Department of Housing and Community Development.

4.5 *APPROVE PROFESSIONAL SERVICES AGREEMENTS FOR CIP WW 20-17 SURFACE WATER DISCHARGE PROJECT AND RELATED BUDGET AMENDMENT

Pulled by Councilmember Akinjo. A question and answer period ensued. Public Works Director Michael King provided the information.

Adopted **Resolution 20-4755** approving Professional Services Agreements with Ascent Environmental Inc., Robertson-Bryan Inc., and EKI Environment & Water, Inc. for CIP WW 20-17 surface water discharge project, and related budget amendment.

4.6 PROFESSIONAL SERVICE AGREEMENT WITH THE ECONOMIC DEVELOPMENT ASSOCIATION OF SAN JOAQUIN COUNTY

Adopted **Resolution 20-4756** approving a Professional Services Agreement with the Economic Development Association of San Joaquin County for economic development support services.

4.7 ACCEPTANCE OF PUBLIC IMPROVEMENTS FOR STANFORD CROSSING NEIGHBORHOOD PARK LOCATED IN CENTRAL LATHROP SPECIFIC PLAN

Adopted **Resolution 20-4757** accepting public improvements for Stanford Crossing Neighborhood Park Located in the Central Lathrop Specific Plan.

4.8 APPROVE CONSTRUCTION CONTRACT FOR WARREN AVENUE SIDEWALK IMPROVEMENTS CIP PS 19-05

Adopted **Resolution 20-4758** approving a Construction Contract with DSS Company dba Knife River Construction for the construction of Warren Avenue sidewalk improvements, CIP PS 19 05, and related budget amendment.

4.9 APPROVE ON-CALL CONSTRUCTION SERVICES FOR WET UTILITY AND STREET REPAIRS

Pulled by Councilmember Akinjo. A question and answer period ensued. Public Works Director Michael King provided the information.

Adopted **Resolution 20-4759** approving a Construction Contract for on-call construction services for wet utility and street repairs with Soracco, Inc., and related budget amendment.

4.10 *VALIDATE THE JUNE 20, 2016 FINDING OF ADEQUATE PROGRESS IN THE MOSSDALE TRACT AREA

Adopted **Resolution 20-4760**, acting as the Land Use Agency, validating the June 20, 2016, urban level of flood protection (ULOP) finding of adequate progress in the Mossdale Tract Area (formally referred as Reclamation District 17 Basin).

4.11 REQUEST FOR OUT-OF-STATE TRAVEL FOR PARKS AND RECREATION DEPARTMENT RECOMMENDATIONS

Adopted **Resolution 20-4761** approving out-of-state travel request allowing the Parks and Recreation Superintendent to attend the CalFest Board Meeting in Reno, Nevada.

4.12 PARKS AND RECREATION DEPARTMENT STAFFING RECOMMENDATIONS

City Clerk Teresa Vargas announced correction in resolution title from two (2) to three (3) part-time Sr. Recreation Leader positions being requested.

Pulled by Councilmember Akinjo. A question and answer period ensued. Parks and Recreation Director Zach Jones provided the information.

Adopted **Resolution 20-4762** approving the proposed Parks and Recreation Staffing Changes including the addition of three (3) Part Time Sr. Recreation Leaders and 20 Part Time Recreation Leader Positions to accommodate the needs created by COVID-19 requirements

RIVER ISLANDS CONSENT ITEM(S)

Councilmember Lazard recused herself, following the vote of the consent calendar (Items 4.1 to 4.12), and left the chamber at 8:07 p.m., prior to the vote of Item 4.13, due to declared conflict of interest as noted in Item 1.8.

On a motion by Councilmember Torres-O'Callaghan, seconded by Vice Mayor Salcedo, the City Council approved Item 4.13, by the following roll call vote, unless otherwise indicated:

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

4.13 *ADEQUATE PROGRESS FINDING TOWARD PROVISION OF 200-YEAR URBAN LEVEL OF FLOOD PROTECTION FOR RECLAMATION DISTRICT 2062 (RIVER ISLANDS PHASE 1)

Adopted **Resolution 20-4763** acting as the Land Use Agency, adopting adequate progress findings toward providing a 200-year urban level of flood protection in phase 1 (stage 1, 2A and 2B) area levees of Reclamation District 2062 by the Year 2025.

5. SCHEDULED ITEMS - None

6. COUNCIL COMMUNICATIONS

Councilmember Lazard returned to the chamber/dais after the vote of Item 4.13, at 8:09 p.m. for the remainder of the meeting.

6.1 MAYOR DHALIWAL REFERRAL: Reappoint Nellie Zavala as the City of Lathrop Representative to the San Joaquin County Commission on Aging with Term Expiring June 30, 2023

Mayor Dhaliwal made the following appointment:

Commission on Aging
Nellie Zavala

Term Expires
June 30, 2023

On a motion by Councilmember Akinjo, seconded by Vice Mayor Salcedo, the City Council approved the appointment made by Mayor Dhaliwal as noted above.

- 6.2 MAYOR DHALIWAL REFERRAL: Appointment of One (1) Member to the Parks and Recreation Commission with Term Expiring June 30, 2023
- One (1) Application for Consideration

Mayor Dhaliwal made the following appointment:

<u>Parks & Recreation Commission</u>	<u>Term Expires</u>
Marianne Hope G. Datoc	June 30, 2023

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

- 6.3 COUNCILMEMBER TORRES-O'CALLAGHAN REFERRAL: Discussing on Outdoor Dining Options Within City Limits Following Specific Guidelines Provided by the San Joaquin County Department of Public Health

Councilmember Torres-O'Callaghan provided an overview of outdoor dining models similar to those implemented in the City of San Jose. A question and answer period ensued. City Attorney Salvador Navarrete provided additional information. Council consensus directed the City Manager to implement permitting guidelines for outdoor dining options in compliance with the Governor and San Joaquin County Health Official's Executive Orders.

- 6.4 MAYOR & COUNCILMEMBER COMMITTEE REPORT(S)

Councilmembers Torres-O'Callaghan and Akinjo reported their attendance to the League of the California Cities Mayors and Council Members Executive Forum virtual conference, held June 25, 2020. Councilmember Akinjo reported attendance to the Tri Valley-San Joaquin Valley Regional Rail Authority meeting, held July 8, 2020.

- 6.5 MAYOR & COUNCILMEMBER COMMENT(S)

Councilmembers expressed their best wishes to students returning to virtual learning and appreciation to essential workers.

7. **ADJOURNMENT** – There being no further business, Mayor Dhaliwal adjourned the meeting at 8:25 p.m.


Teresa Vargas, CMC,
City Clerk