

REGULAR MEETING AGENDA FOR THE CITY COUNCIL OF THE CITY OF MANTECA

Tuesday, April 15, 2025 6:00 PM

Council Chamber

1001 W. Center Street Manteca, CA 95337 www.manteca.gov

CITY COUNCIL

Mayor, Gary Singh
Vice Mayor, Charlie Halford - District 1
Councilmember, David Breitenbucher - District 3
Councilmember, Regina Lackey - District 2
Councilmember, Mike Morowit - District 4

See last pages of agenda for information regarding meeting procedures.



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Members of the public that wish to submit public comments may do so by several different methods. Public Comment may be submitted in person and the following ways.

- · Zoom Webinar:
 - To call or log into Zoom Webinar, please use the following:

Link: https://us02web.zoom.us/j/82677268640

Meeting ID: 826 7726 8640 Phone number: (669) 900 6833

- If you have questions on the Zoom Webinar process, please email: mayorcouncilclerk@manteaca.gov or call (209) 456-8017.
- eComment https://www.manteca.gov/departments/legislative-services-city-clerk/city-council-video to submit eComment(s).
 - New users must follow the instructions to create an account.
 - Only one comment per agenda item.
 - eComment may be submitted at any time up to the item being heard during the Council Meeting.
 - 500 character limit
- Email, Mail or Hand delivered to:

mayorcouncilclerk@manteca.gov
Office of the City Clerk, 1001 W. Center St., Ste. G,

Manteca, CA 95337

- Communications will presented as a supplemental report and be made part of the official record.

*Note: For written public comments indicate in the subject line the agenda item number or if the item is related to general public comment.

Pursuant to Government Code section 84308, members of the City Council are disqualified and not able to participate in any agenda item involving contracts (other than competitively bid, labor, or personal employment contracts), franchises, discretionary land use permits and other entitlements if the Councilmember received more than \$250 in campaign contributions from the applicant or contractor, an agent of the applicant or contractor, or any financially interested participant who actively supports or opposes the City's decision on the agenda item within the preceding twelve (12) months. Members of the City Council who have received, and applicants, contractors or their agents who have made, campaign contributions totaling more than \$250 to a Board member within the preceding twelve (12) months are required to disclose that fact for the official record of the subject proceeding. Disclosures must include the amount of the campaign contribution and identify the recipient Councilmember and may be made either in writing to the City Clerk prior to the subject hearing or by verbal disclosure at the time of the hearing.

CALL TO ORDER: Mayor Singh

ROLL CALL: City Clerk

INVOCATION/FLAG SALUTE: Cecily Ballungay, Hope Ministries

AGENDA REVIEW AND SUPPLEMENTAL REPORTS: City Clerk

DISCLOSURE OF EX PARTE COMMUNICATIONS: City Council

A. PRESENTATIONS:

A.1. <u>25-178</u> Proclamation proclaiming National Public Safety Telecommunicators

Week, April 13-19, 2025.

<u>Attachments:</u> <u>Attachment 1 - Proclamation</u>

A.2. 25-168 Proclamation proclaiming April 24, 2025, as a "Day of Remembrance of

the Armenian Genocide"

<u>Attachments:</u> <u>Attachment 1 - Proclamation</u>

A.3. 25-184 Proclamation proclaiming April 2025 as American Muslim Appreciation

and Awareness Month.

<u>Attachments:</u> <u>Attachment 1 - Proclamation</u>

A.4. 25-187 Proclamation proclaiming April 2025 as National Gardening Month.

<u>Attachments:</u> <u>Attachment 1 - Proclamation</u>

A.5. 25-200 Proclamation proclaiming April 23, 2025, as Administrative Professional

Day.

<u>Attachments:</u> <u>Attachment 1 - Proclamation</u>

A.6. 25-121 Proclamation proclaiming April 25, 2025, as Arbor Day.

Attachment 1 - Proclamation

A.7. 25-169 Proclamation proclaiming May 1, 2025, as National Day of Prayer.

Attachments: Attachment 1 - Proclamation

A.8. 25-179 Proclamation proclaiming Animal Care and Control Appreciation Week,

April 13-19, 2025.

<u>Attachments:</u> <u>Attachment 1 - Proclamation</u>

A.9. 25-193 Certificate of Recognition honoring John Rowe from Manteca SHARP.

<u>Attachments:</u> <u>Attachment 1 - Certificate</u>

A.10. 25-160 Proclamation proclaiming May 1, 2025, as Global Love Day.

<u>Attachments:</u> <u>Attachment 1 - Proclamation</u>

B. PUBLIC COMMENT:

C. CONSENT ITEMS:

City Attorney:

C.1. 25-189 Adopt an Urgency Ordinance Establishing a Temporary Moratorium on

the Establishment of New, and Relocation or Expansion of Existing, Tobacco Retailer Businesses, also known as Smoke Shops, within the

City of Manteca to become Effective Immediately.

Attachments: Attachment 1 - Ordinance

Attachment 2 - San Joaquin County Ordinance

Attachment 3 - Stockton Ordinance
Attachment 4 - Modesto Ordinance

City Manager:

C.2. 25-174 Adopt a resolution approving the transfer of Federal and State

Emergency Solutions Grants (ESG) appropriations for Unsheltered Emergency Center in the amount of \$21,960 (Federal) and \$9,640 (State) from the General Fund (Fund 100) to the HUD Grants Fund

(Fund 141).

Attachment 1 - Resolution

Development Services:

C.3. 25-182 Adopt a resolution pursuant to Government Code Section 54221(b)

declaring an approximate 3.75-acre portion of the city-owned subject property ("Property") located at 1403 W. Atherton Dr. (226-160-22) is surplus land and taking related actions to determine the Property exempt from CEQA review under sections 15378 and 15061 (b) (3) of

title 14 of the California Code of Regulations.

Attachments: Attachment 1 - Resolution

Engineering:

C.4. 24-660 Adopt a resolution approving Amendment No. 1 to the Agreement for

Professional Services with Carollo Engineers, Inc. for the WQCF Ammonia Sidestream Treatment (CIP No. 25005) and Ultra-Violet Disinfection System Rehabilitation (CIP No. 25004) Project for an amount not-to-exceed \$579,422 and authorizing the City Manager or designee to execute the Amendment and take all appropriate actions

necessary to carry out the purpose and intent of the resolution.

Attachment 1 - Resolution

Attachment 2 - Amendment No. 1 to the Agreement C2024-120

Attachment 3 - Agreement C2024-120

Attachment 4 - Location Map

C.5. 25-014 Adopt a resolution determining C. Overaa & Co. as the lowest,

responsive, and responsible bidder for the WQCF Sludge Thickener & Dewatering Unit No. 3 System Design Project CIP No. 24006 & 24007; awarding the construction contract to C. Overaa & Co. in the amount of \$22,865,000; approving Amendment No. 2 to Agreement C2023-136 for Professional Services with Carollo Engineers, Inc. for an amount not-to-exceed \$800,000; approving a Project contingency of \$2,000,000; and authorizing the City Manager or designee to execute the construction contract, Agreement Amendment, approve construction change orders and Agreement amendments up to the total Project

purpose and intent of the resolution.

Attachment 1 - Resolution

Attachment 2 - Construction Contract

Attachment 3 - Bid Tabulations

Attachment 4 - Subcontractor List

Attachment 5 - Agreement C2023-136

Attachment 6 - Amendment No. 1 (C2023-136-A1) to the Agreement C2023-136

budget, and take all appropriate actions necessary to carry out the

Attachment 7 - Amendment No. 2 to the Agreement C2023-136

Attachment 8 - Location Map

C.6. 25-117 Adopt a resolution accepting a Grant of Easement for a 0.87-acre water

line easement from Nunes Family Properties, LP within the Woodbridge West Retail Center at the northwest corner of N. Union Road and W.

Lathrop Road.

Attachment 1 - Resolution

Attachment 2 - Grant of Easement

C.7. 25-118 Adopt a resolution accepting a Grant of Easement from Manteca Trails,

LLC for a 0.57-acre storm drain line easement along the W. Woodward

Avenue frontage of 3460 W. Woodward Avenue.

<u>Attachments:</u> <u>Attachment 1 - Resolution</u>

Attachment 2 - Grant of Easement

C.8. 25-120 Adopt a resolution accepting all improvements for the WQCF

North/South Waste Activated Sludge & South Return Activated Sludge

Pump Replacement Project CIP 22061 & 22063 as complete, authorizing the City Clerk to file the Notice of Completion, and

authorizing the City Manager or designee to complete and execute all associated documents, and take all appropriate actions necessary to carry out the purpose and intent of the resolution.

<u>Attachments:</u> Attachment 1 - Resolution

Attachment 2 - Notice of Completion

Attachment 3 - Final Payment Certification

Attachment 4 - Location Map

C.9. 25-166 Adopt a resolution accepting a Grant of Easement from Nunes Family

Properties, LP for a 0.17-acre public utility easement along the N. Union Road and W. Lathrop Road frontage of the Woodbridge West Retail

Center.

<u>Attachments:</u> <u>Attachment 1 - Resolution</u>

Attachment 2 - Grant of Easement

C.10. <u>25-176</u> Adopt a resolution accepting a Grant Deed from Manteca Luxury

Apartments for the dedication of 1,127 square feet of Right-of-Way and 1,183 square feet for a Public Utility Easement along the W. Lathrop

Road frontage of 1279 W. Lathrop Road

<u>Attachments:</u> <u>Attachment 1 - Resolution</u>

Attachment 2 - Grant Deed
Attachment 3 - Location Map

Finance:

C.11. 25-163 Receive and file the Fiscal Year 2020-21 audit report: Transportation

Development Act and Measure K Funds Non-Transit Purposes and

Transit Audit

Attachment 1 - SJCOG Manteca TDA FS

Attachment 2 - SJCOG Manteca TDA Auditor Communication Letter

C.12. 25-164 Adopt a resolution authorizing the submittal of the Fiscal Year 2022-23

Transportation Development Act Claim Form to the San Joaquin Council of Governments for allocation of public transportation funds to the City

of Manteca.

<u>Attachments:</u> <u>Attachment 1 - Resolution</u>

Attachment 2 - Fiscal Year TDA Claim 2023

C.13. 25-165 Receive and File the Fiscal Year 2022-23 GANN Limit Report.

Attachment 1 - GANN Limit FY2022-23

Information Technology and Innovation:

C.14. <u>25-156</u> Adopt a resolution approving a three-year Microsoft Enterprise

Agreement with Dell Marketing LP for Microsoft subscriptions and services. The total contract amount is \$1,416,673.77, plus a 10% contingency of \$141,667.38 for a total amount not-to-exceed \$1,558,341.15, approve a budget appropriation for FY25 in the amount of \$172,224.59 for Year One and authorizing the City Manager or designee to complete and execute all associated documents and take all appropriate actions necessary to carry out the purpose and intent of the resolution. This agreement will be executed through the County of Riverside's cooperative purchasing contract, ensuring cost savings and

procurement efficiency.

<u>Attachments:</u> <u>Attachment 1 - Resolution</u>

Attachment 2 - Agreement

Attachment 3 - Quotation

Attachment 4 - County of Riverside Cooperative Agreement

Legislative Services/City Clerk:

C.15. <u>25-170</u> Waive the second reading by substitution of the title and adopt an

Ordinance of the City Council of the City of Manteca, State of California, Repealing and Replacing Sections 13.04.060, 13.04.080, 13.04.090, 13.04.110, and 13.04.150; adding Section 13.04.230 of the Manteca

Municipal Code (Water Rate Increase).

<u>Attachments:</u> <u>Attachment 1 – Ordinance</u>

C.16. 25-171 Waive the second reading by substitution of the title and adopt an

Ordinance of the City Council of the City of Manteca, State of California,

Repealing and Replacing Section 13.16.010 and adding Section 13.16.060 of the Manteca Municipal Code (Sewer Rate Increase).

Attachments: Attachment 1 - Ordinance

C.17. 25-199 Appoint City Councilmember Morowit to serve as an alternate member

for the San Joaquin Area Flood Control Agency (SJAFCA).

<u>Attachments:</u> <u>Attachment 1 - Current Roster</u>

C.18. <u>25-188</u> Adopt a resolution ratifying the San Joaquin Council of Government's

Fiscal Year (FY) 2025-26 Annual Financial Plan.

<u>Attachments:</u> <u>Attachment 1 - Resolution</u>

Attachment 2 - Exhibit "A" to Resolution - Annual Financial Plan

Attachment 3 - SJCOG Resolution

Attachment 4 - Letter

C.19. 25-191 Approval of the April 1, 2025, Special and Regular Meeting Minutes.

Attachment 1 - Special Meeting Minutes April 1, 2025

Attachment 2 - Regular Meeting Minutes April 1, 2025

Public Works:

C.20. 25-161 Adopt a resolution approving an agreement with the San Joaquin

County Office of Education, dba Greater Valley Conservation Corps in an amount not-to-exceed \$120,000 annually for the next three (3) years and total not-to-exceed compensation of \$360,000 to perform weed abatement services at various City owned properties, Right of Ways,

parcels and acquired properties.

<u>Attachments:</u> <u>Attachment 1 - Resolution</u>

Attachment 2 - Contract for Services

C.21. 25-175 Adopt a resolution determining Suarez & Munoz Construction, Inc. to be

the lowest responsive and responsible bidder for the Woodward Park Splash Pad and Improvements (CIP 24086), awarding the construction contract including Additive Alternate No. 1, 2 and 3 to Suarez & Munoz Construction, Inc. in the amount of \$2,798,000 and approving a project construction contingency not-to exceed \$209,850 (7.5%), for a total construction budget of \$3,007,850., Amend the Fiscal Year 2025 Capital

Improvement Program Project budget (CIP 24086) by authorizing a budget appropriation of \$1,700,000 from Park Acquisition and Improvement Fees Fund 500; and authorizing the City Manager or designee to take all appropriate actions necessary to carry out the

purpose and intent of the resolution

Attachments: Attachment 1 - Resolution

Attachment 2 - Agreement for Construction

Attachment 3 - Splash Pad Concept

Attachment 4- Vicinity and Location Map

D. PUBLIC HEARINGS:

D.1. 25-088 Conduct a public hearing, adopt a resolution approving the 2024

Amended Eastern San Joaquin Groundwater Sustainability Plan (2024)

Amended GSP) for the Eastern San Joaquin Subbasin, rescind

Resolution R2024-223, and authorizing the City Manager or designee to take all appropriate actions necessary to carry out the purpose and

intent of this resolution.

Attachments: Attachment 1 - Resolution for the 2024 Amended Eastern San Joaquin Groundv

Attachment 2 - 2024 Amended Eastern San Joaquin Groundwater Sustainability

Attachment 3 - Resolution R2024-223 (to be rescinded)

D.2. 25-097 Conduct a public hearing, adopt a resolution approving the First Periodic

Evaluation to the 2024 Amended Eastern San Joaquin Groundwater Sustainability Plan (2024 Amended GSP) for the Eastern San Joaquin Subbasin, rescind Resolution R2024-225, and authorizing the City Manager or designee to take all appropriate actions necessary to carry out the purpose and intent of the resolution.

Attachments:

Attachment 1 – Resolution for the adoption of the First Periodic Evaluation for the Attachment 2 – First Periodic Evaluation for the Eastern San Joaquin Subbasin

Attachment 3 – Resolution R2024-225 (to be rescinded)

D.3. 25-136

Conduct a public hearing and adopt a resolution for the Addition of Territory as a Future Annexation Area of Community Facilities District (CFD) No. 2022-1 (Manteca Public Safety, Maintenance & Services).

Attachments:

Attachment 1 - Resolution

Attachment 2 - Map of territory to be added to annexation boundary

Attachment 3 - Public Hearing Notice

D.4. 25-185

Conduct a Public Hearing to adopt a resolution making the necessary findings and certify the Union Ranch North Final EIR (SCH # 2023110668), adopt a Mitigation Monitoring and Reporting Program and a Statement of Overriding Considerations for the Union Ranch North Annexation Project; Adopt a Resolution authorizing the submission of an application to the San Joaquin County LAFCo for the annexation of the Union Ranch North Annexation Project consisting of eleven (11) parcels including a segment of Union Road encompassing approximately 123.30 acres; Waive the first reading and introduce by title an Ordinance to pre-zone APNs 197-020-21, -22, -23, -41, -46, and -47, to the One-Family Dwelling (R-1) and Park (P) zoning districts and pre-zone APNs: 197-020-20, -29, -30, -35, and -36, to the One-Family Dwelling (R-1) zone district, located within the Union Ranch North Annexation Project; Adopt a Resolution approving General Plan Amendment (GPA) 25-01 and Tentative Subdivision Map (SDJ) 20-142. for the Union Ranch North Annexation Project Parcels APNs: 197-020-21, -22, -23, -41, -46, and -47; and Waive the first reading and introduce by title an Ordinance for Development Agreement 25-01 for the Union Ranch North Annexation Project parcels APNs: 197-020-21, -22, -23, -41, -46, and -47.

Attachments: Attachment 1- Planning Commission Staff Report

Attachment 2 - CEQA Resolution

Attachment 3 - Exhibit A: Mitigation Monitoring & Reporting Program

Attachment 4 - Exhibit B: Statement of Overriding Considerations

Attachment 5 - Annexation Resolution

Attachment 6 - Exhibit A: Annexation Map

Attachment 7 - Pre-zoning Ordinance

Attachment 8 - Exhibit A: Pre-Zoning Map

Attachment 9 - Entitlements Resolution

Attachment 10 - Exhibit A: General Plan Amendment Map

Attachment 11 - Exhibit B: Tentative Subdivision Map

Attachment 12 - Exhibit C: TSM Conditions of Approval

Attachment 13 - Development Agreement Ordinance

Attachment 14 - Exhibit A: Development Agreement

Attachment 15 - Comment Letters

Attachment 16 - Powerpoint

E. CITY MANAGER COMMENTS:

F. COUNCIL COMMENTS:

G. ADJOURNMENT:

The next regularly scheduled City Council meeting is Thursday, May 6, 2025, at 6:00 p.m.

I hereby certify that the agenda for the above stated meeting was posted at a location accessible to members of the public at City Hall, 1001 W. Center Street, Manteca, CA on Thursday, April 10, 2025, by 5:00 p.m.

/s/ Cassandra Candini-Tilton

CASSANDRA CANDINI-TILTON
DIRECTOR OF LEGISLATIVE SERVICES / CITY CLERK

MEETING DATES:

The City Council meets regularly on the first and third Tuesday of each month; additional meetings may be scheduled as needed.

INFORMATION AVAILABLE FOR CITY COUNCIL MEETINGS:

Information and documents related to items on this agenda are available on the City's website at www.manteca.gov; you may also contact the City Clerk for information by email at mayorcouncilclerk@manteca.gov; by calling (209) 456.8017; or in person at 1001 W. Center St., Ste. G, Manteca. Any documents related to an agenda item that are provided to a majority of the City Council after distribution of the agenda packet are reported by the City Clerk at the meeting under "Supplemental Reports" and are available for public inspection.

CITY POLICY TO FACILITATE ACCESS TO PUBLIC MEETINGS:

The City of Manteca complies with all applicable requirements of the Americans with Disabilities Act and California law, and does not discriminate against any person with a disability. If any person has a disability and requires information or materials in an appropriate alternative format (or any other reasonable accommodation), contact the City Clerk at (209) 456.8017 or email at mayorcouncilclerk@manteca.gov. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting. For TTY/ Speech-to-Speech users, dial 7-1-1 for the California Relay Service, for text-to-speech, speech-to-speech, and Spanish-language services 24 hours a day, 7 days a week. In making any request to the City for assistance, please provide advance notice of at least three (3) business days prior to the meeting.

CONDUCT OF CITY COUNCIL MEETINGS:

Meetings are conducted in accordance with the requirements of state law (the "Ralph M. Brown Act," California Government Code Sections 54950, et seq.) and the City's Decorum Policy. Members of the public may address the Council at designated times and are expected to conduct themselves with courtesy and respect. Speakers should direct comments to the Mayor and City Councilmembers, not the audience. Speakers are expected to yield the floor when the time limit is identified and comply with the City's Rules of Order. Speaking times are limited to no more than three (3) minutes per person, with the exception of certain hearings and appeals. Consistent with SB 1100 the Mayor and City Councilmembers shall warn an individual that their behavior is disrupting the meeting and their failure to cease their behavior may result in removal. There will be order for the removal of the individual if they do not "promptly" cease their disruptive behavior.

PUBLIC COMMENT (INCLUDING CONSENT ITEMS AND DISCUSSION ITEMS):

The public may directly address the City Council on any subject within the Council's subject matter jurisdiction, including any matter that is not on the agenda. Speaking time is limited to no more than three (3) minutes per person, the Mayor shall then inform the speaker that they have fifteen (15) seconds to wrap up their comment. If the Mayor does not do so, any other member of the City Council and/or City staff present may also make this reminder. If the matter is not on the agenda, or if the matter is a consent item or discussion item, submit a speaker card or request to speak during the Public Comment portion of the meeting. Speaker cards are not required if the speaker otherwise makes a clear and timely request to address the Council, but do promote the efficient and orderly progress of the meeting. Information on Speaker Cards is subject to disclosure under the California Public Records Act. A public comment speaker may only speak once per item. A majority of the City Council (by motion) may elect to increase the time limit by an additional one (1) minute on an item/segment, or decrease the time limit by one (1) minute on an item/segment; provided, however, such a decision must be made by a motion of the City Council prior to the beginning of the segment - i.e., once public comment has begun on an item/segment, the City Council shall not adjust the time limit. All public comment speakers, regardless of whether or not a minute is added to or taken away from the public comment period, shall be afforded the same amount of time to speak. On closed session items, all public comment speakers shall have only three (3) minutes to speak on all items, regardless of the number of items on the closed session agenda.

CONSENT ITEMS:

These items are considered routine and may be approved by a single vote. Only the Mayor or a majority of the City Council may authorize public input after the consent calendar is introduced.

DISCUSSION ITEMS:

Only the Mayor or a majority of the City Council may authorize public input after a discussion item is introduced.

PUBLIC HEARINGS/APPEALS:

During any public hearing or appeal, any person may directly address the City Council. Applicants (or appellants) are allowed five (5) minutes to present testimony at the beginning of the public hearing, and if needed, five (5) minutes to present rebuttal at the end of the public hearing. Upon the request of the applicant/appellant, and approval by motion of the majority of the City Council, the applicant/appellant may receive an additional five (5) minutes of rebuttal time. The City Council may direct questions on such matters to both City staff and the applicant/appellant at any juncture, and without impacting the time limits of the applicant/appellant. All other speakers will be limited to three (3) minutes.

INFORMATIONAL ITEMS:

The Informational Items section of the agenda is a place for City Council and the public to receive general information that does not require action.

CLOSED SESSION:

The City Council is authorized to meet in closed session, without attendance by the public, on limited confidential topics such as pending litigation, real property negotiations, or personnel or labor matters.

CALIFORNIA ENVIRONMENTAL QUALITY ACT:

The California Environmental Quality Act ("CEQA") is the state law that requires the City to evaluate and document the potential environmental consequences of discretionary decision. (See, California Public Resources Code Sections 21000 21189.3; and the "CEQA Guidelines" at California Code of Regulations Title 14, Division 6, Chapter 3, Sections 15000 15387). For each item that requires a CEQA determination by City Council, there is a reference to that determination on this agenda, and more information regarding the CEQA analysis is included in the documents that accompany this Agenda. To the extent that City staff determines that particular items are not subject to CEQA, there will be no indication of a CEQA action on this Agenda.

CHALLENGES TO DECISIONS MADE BY THE CITY COUNCIL:

If a person wishes to file a legal challenge to any decision made by the City Council, you may be limited to raising only those issues which you or someone else raised during the meeting, or in a written communication received by the City Clerk prior to or during the meeting. In addition, a legal challenge may be limited or barred where the interested party has not sought and exhausted all available administrative remedies. The time limit to commence any legal challenge may be subject to strict timing requirements, and failure to comply with applicable timing requirements may result in a legal challenge being barred. Any lawsuit or legal challenge to any quasi -adjudicative decision made by the City Council is governed by Section 1094.6 of the Code of Civil Procedure, unless a shorter limitation period is specified by any other provision. Under Section 1094.6, any lawsuit or legal challenge to any quasi-adjudicative decision made by City Council must be filed no later than the 90th day following the date on which such decision becomes final.