

CITY COUNCIL / LRA BOARD

Mayor/Chair

Richard D. O'Brien

Vice Mayor/Chair (CM-D1) Luis Uribe

Council/Authority Members

District 2 Rachel Hernandez

District 3 Cal Campbell

District 4 Darlene Barber-Martinez



City of Riverbank
Regular City Council and
Local Redevelopment Authority
Board Meetings
(via Virtual Platform Only)
Council Chambers is located at
6707 Third St., Suite B
Riverbank, CA 95367



AGENDA

TUESDAY, JUNE 22, 2021– 6:00 P.M.

(THE AGENDA PACKET IS ONLINE AT [HTTP://WWW.RIVERBANK.ORG/AGENDACENTER](http://www.riverbank.org/agendacenter))

NOTICE: THIS MEETING WILL BE HELD IN ACCORDANCE WITH THE GOVERNOR'S NEW EXECUTIVE ORDER N-29-20, ISSUED ON MARCH 17, 2020, REGARDING THE OPEN MEETING REQUIREMENTS OF THE RALPH M. BROWN ACT (CALIFORNIA GOVERNMENT CODE SECTION 54950, ET SEQ.), AND THE FEDERAL AMERICANS WITH DISABILITIES ACT IN AN EFFORT TO HELP AVOID THE SPREAD OF COVID-19, TO MAXIMIZE TRANSPARENCY, AND PROVIDE PUBLIC ACCESS TO CITY COUNCIL MEETINGS.

1. CALL TO ORDER

2. FLAG SALUTE

3. ROLL CALL

4. AGENDA CHANGES

5. CONFLICT OF INTEREST: *Any Council/Authority Member or Staff who has a direct Conflict of Interest on any scheduled agenda item to be considered is to declare their conflict at this time.*

6. PUBLIC COMMENTS (No action can be taken)

At this time, members of the public may comment on any item not appearing on the agenda, and within the subject matter jurisdiction of the City Council/LRA Board. Individual comments will be limited to a **maximum of 3 minutes or as stated by the presiding Officer**. Under State Law, matters presented during the public comment period cannot be discussed or acted upon.

Refer to the last page of this agenda for the Public Comment Procedures via ZOOM.

7. PRESENTATIONS (Informational only)

Item 7.1. Presentation – Proclamation Recognizing June 2021 as LGBTQ+ Pride Month in the City of Riverbank

Item 7.2. Presentation – City of Riverbank Redistricting Process

8. CONSENT CALENDAR

All items listed on the Consent Calendar are to be acted upon by a single action of the City Council/LRA Board unless requested by an individual Council/Authority Member or member of the public for special consideration. Otherwise, the recommendation of staff will be accepted and acted upon by motion of the City Council/LRA Board.

Item 8.1. Waive Readings. All Readings of ordinances and resolutions, except by title, are waived.

Item 8.2. A **Resolution** Approving the Transportation Development Act Local Transportation Fund (LTF) Non-Transit Claim for Fiscal Year 2020/2021 Other Purposes and Amending the Budget for the City of Riverbank to Conform to Said Claim.

Item 8.3. A **Resolution** to Amend Resolution No. 2021-004 for a Technical Revision of the Approved SB-1 Funded Project List for Fiscal Year 2021-2022 to Reflect the State's Required Estimated Minimum and Maximum Useful Life of Each Project.

9. PUBLIC HEARINGS

The Public Hearing Notice for each Item was published in the Riverbank News on 06/09/2021.

Item 9.1. Two Resolutions for Each Landscape and Lighting District to: 1.) Amend and/or Approve the Engineer's Report and the Levy and Collection of Annual Assessments Related Thereto for Fiscal Year 2021/2022; and 2.) Ordering the Levy and Collection of Annual Assessments for Fiscal Year 2021/2022. The Districts are:

9.1-A: Consolidated Landscaping & Lighting District

9.1-B: Ridgewood Place Landscaping & Lighting District

9.1-C: River Cove Landscaping & Lighting District No. 1

9.1-D: Sierra Vista Estates Landscaping & Lighting District

9.1-E: Crossroads Landscaping & Lighting District

It is recommended that the City Council adopt the Resolutions corresponding to each District amending and/or approving the Engineer's Report and ordering the levy and collection of annual assessments for the Landscaping and Lighting Districts for Fiscal Year 2021/2022.

Item 9.2. A Resolution for Each Storm Drain Maintenance District Ordering the Levy and Collection of Assessments for Fiscal Year 2020/2021. The Districts are:

9.2-A: Riverbank Storm Drain Maintenance District No. 2006-01 (Heartlands)

9.2-B: Riverbank Storm Drain Maintenance Benefit Assessment District No. 05-01 (Sterling Ridge)

It is recommended that the City Council adopt the Resolutions corresponding to each District ordering the levy and collection of annual assessments for the Riverbank Storm Drain Districts for Fiscal Year 2021/2022.

Item 9.3. **A Resolution Adopting the Fiscal Year 2021-2022 Annual Operating Budget** – It is recommended that the City Council consider adopting a Resolution approving the Fiscal Year 2021-2022 Annual Operating Budget.

LRA Item 9.4. **A Resolution Continuing the Fiscal Year 2020-2021 Local Redevelopment Authority Annual Budget** - It is recommended that the Board consider adopting a Resolution which will allow the Fiscal 2020-2021 Budget to be continued for a period of no longer than 60 days. A public notice will be published at least 10 days in advance of its presentation should it be presented after the regular July 27th City Council meeting.

10. NEW BUSINESS

Item 10.1. **Presentation of the 2021 Illegal Fireworks Enforcement Strategy Update by Chief Ridenour** – It is recommended that the City Council hear an update from Police Chief Ridenour on the 2021 4th of July illegal fireworks enforcement strategy.

Item 10.2. **A Resolution Approving the Mayor and City Manager to Execute a Landscaping and Maintenance Agreement with Caltrans for the Callandar Avenue Complete Street Project (Caltrans Permit Number 1020-NMC-0020) Subject to Any Minor Revisions Recommended by the City Attorney in Addition to Any Recommended Changes Suggested by the City of Riverbank’s Risk Management Authority** – It is recommended that the City Council consider the proposed resolution approving the maintenance agreement for the Callandar Ave Complete Street (Crosswalk) project.

11. COMMENTS/REPORTS

A brief report on notable attendance of a meeting or conference or other notable topics of City business shall be made. The Brown Act does not allow for discussion or action of items by the City Council/LRA Board during this time.

Item 11.1. Staff

Item 11.2. Council/Authority Member

Item 11.3. Mayor/Chair

12. CLOSED SESSION

The public will have a limit of **3 minutes** to comment on Closed Session item(s) as set forth on the agenda prior to the City Council/LRA Board adjourning to Closed Session.

Item 12.1. **CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION**
Pursuant to Government Code § 54956.9 Subdivision (d)(1)

Name of case: *City of Riverbank Local Redevelopment Authority v. Carlson Morgan, LLC*; Stanislaus County Superior Court case number UD-21-000274.

Item 12.2. CONFERENCE WITH REAL PROPERTY NEGOTIATORS

Pursuant to Government Code Section 54956.8
Property: 3344 Sierra Street; APN 132-017-018
Agency Negotiator: Sean Scully, City Manager
Property Negotiator: Sandra and Curtis Arlt
Under Negotiation: Price, terms of payment, or both

Item 12.3. CONFERENCE WITH REAL PROPERTY NEGOTIATORS

Pursuant to Government Code Section 54956.8
Property: 6435 8th Street; APN 132-015-038
Agency Negotiator: Sean Scully, City Manager
Property Negotiator: Evelyn A. Mitchell 2013 Rev. Trust, Jan Tlascala
Under Negotiation: Price, terms of payment, or both

Item 12.4. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Pursuant to subdivision (b) of Government Code § 54956.9:
Number of cases: (1) potential case

13. ADJOURNMENT OF THE PUBLIC PORTION OF THE MEETING

The City Council and the LRA Board will be going into Closed Session.

14. REPORT FROM CLOSED SESSION

The Mayor's report on the Closed Session Items will be made to the City Clerk, and the report will be reflected in the Minutes of this meeting. Anyone interested in obtaining the report may contact the City Clerk at cityclerk@riverbank.org or call (209) 863-7198.

15. ADJOURNMENT OF THE REGULAR MEETING (Immediately after Closed Session)

(The next regular meeting City Council meeting of July 13th is **Canceled. The City Council will meet again on Tuesday, July 27, 2021 at 6:00 p.m.)**

AFFIDAVIT OF POSTING

I hereby certify under penalty of perjury, under the laws of the State of California that the foregoing agenda was posted on an accessible public location, and the City's website 72 hours prior to the meeting in accordance to the California Ralph M. Brown Act.

Posted this Thursday, June 17, 2021

/s/ Annabelle H. Aguilar, CMC, City Clerk of Riverbank

**ADA COMPLIANCE STATEMENT**

In compliance with the Americans with Disabilities Act, and the Governor's Executive Order N-29-20, the City will make every effort to make reasonable modifications or accommodations from individuals with disabilities. Contact the Administration Dept. at (209) 863-7122 or the City Clerk at aaquilar@riverbank.org at least (48) hours prior to the meeting to enable the City to make reasonable arrangements for accessibility.

NOTICE REGARDING NON-ENGLISH SPEAKERS

Pursuant to California Constitution Article III, Section IV, establishing English as the official language for the State of California, and in accordance with California Code of Civil Procedures Section 185, which requires proceedings before any State Court to be in English, notice is hereby given that all proceedings before the City of Riverbank City Council/LRA Board shall be in English and anyone wishing to address the Council is required to have a translator present who will take an oath to make an accurate translation from any language not English into the English language.



**PUBLIC PARTICIPATION PROCEDURES
FOR THE CITY COUNCIL/LRA MEETINGS HELD IN A
TELECONFERENCE OR VIRUAL PLATFORM IN CONFORMANCE
WITH THE GOVERNOR'S EXECUTIVE ORDER N-29-20**

CHANGES TO THIS NOTICE OF PROCEDURES

In accordance with the Governor's Executive Order, should the meeting procedures change, the City may use the most rapid means of communication available at the time including, but not limited to, posting the notice of changes on the City's website.

PUBLIC "LIVE" VIEWING

- Charter Government Channel – 2
- AT&T U-VERSE Government Channel – 99
- YouTube Live <https://www.youtube.com/channel/UCq2x8QChEcknBq7uuJLcZow>
- Via ZOOM Platform (See instructions below)

SUBMITTING PUBLIC COMMENTS

Via Mail Service: Mail comments to City of Riverbank, Attn. City Clerk, 6707 Third Street, Suite A, Riverbank, CA 95367. (Must be received by 4:00 p.m. on the day of the meeting.)

Via Email to cityclerk@riverbank.org:

- Written comments must be received by 4:00 p.m. on the day of the meeting; and
- Indicate Agenda Item # in the *subject line*.

Join via ZOOM Platform:

- Visit <https://zoom.us/j/94943925973?status=success> for a free account or to download the app.
- Join by this link: <https://us02web.zoom.us/j/86180349865>
- Join by accessing website: <https://zoom.us/join>
 - **Webinar ID: 861 8034 9865**
- Join by telephone: **1 669 900 9128 or +1 346 248 7799 plus webinar ID**

HOW DO I COMMENT? The Mayor will announce when public comment may be made for the agenda item being considered, at which time you will:

- Using a computer – click on the “raise hand” feature in the webinar controls. This will let us know you wish to speak.
 - Once you confirm that you want to be unmuted, your 3 minutes will begin for you to make your comments.
- Using a Phone – press ***9** to “raise the hand”.
 - Once you confirm that you want to be unmuted, your 3 minutes will begin for you to make your comments.

Learn about using ZOOM – Visit <https://support.zoom.us/hc/en-us/categories/201146643>