

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 Hybrid Meetings
(In-Person: Face Covering Required)
(Virtual via ZOOM)**

Council Chambers, 6707 Third St., Suite B
Riverbank, CA 95367



AGENDA

TUESDAY, SEPTEMBER 28, 2021– 6:00 P.M.

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

NOTICE: THIS IN-PERSON AND VIRTUAL HYBRID MEETING WILL BE HELD IN ACCORDANCE WITH THE GOVERNOR'S EXECUTIVE ORDER N-29-20, AS AMENDED BY ORDER N-08-21 REGARDING THE OPEN MEETING REQUIREMENTS OF THE RALPH M. BROWN ACT, THE FEDERAL AMERICANS WITH DISABILITIES ACT, AND ALSO WITH THE "REOPENING" ORDERS (June 15, 2021), THE CALIFORNIA DEPARTMENT OF PUBLIC HEALTH'S COVID GUIDANCE, AND THE RECENT STANISLAUS COUNTY HEALTH OFFICER'S MANDATORY FACE COVERING ORDER (Sept. 2, 2021). THIS IS TO ENSURE THE PUBLIC CONTINUES TO HAVE SAFE ACCESS TO PARTICIPATE IN MEETINGS. REFER TO THE LAST PAGE OF THE AGENDA FOR PARTICIPATION INFORMATION.

1. CALL TO ORDER

2. FLAG SALUTE

3. INVOCATION

4. ROLL CALL

5. AGENDA CHANGES

6. 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.*

7. 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)** and time cannot be yielded to another person. 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.

8. PRESENTATIONS (For informational only)

Item 8.1. Presentation by Stanislaus County on "Restore, Grow and Catalyze Economic Opportunity" and "Housing Stanislaus" Initiatives.

9. 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 9.1.** Waive Readings. All Readings of ordinances and resolutions, except by title, are waived.
- Item 9.2.** A **Resolution** Authorizing the City Manager to Execute a Contract with iWorQ Systems to Provide Permit Processing Software for Development Services.
- Item 9.3.** A **Resolution** to Approve the 2021-2022 Fees Schedule for Park Amenity Rentals, Recreation Programs, and Facility Rentals for the City of Riverbank.
- Item 9.4.** Approval of the August 10, 2021 Special City Council Minutes.
- Item 9.5.** A **Resolution** Approving the Updated Compensation Plan for Part-Time/Temporary/Seasonal Positions for Use Before the State of California Minimum Wage Increase Effective January 1, 2022.
- Item 9.6.** A **Resolution** Approving Final Map 06-2021 for Narciso and Adela Hernandez at 3625 Kansas Avenue (APN 132-054-034).

10. UNFINISHED BUSINESS

- Item 10.1.** **Second Reading by Title Only of Proposed Ordinance No. 2021-005 Approving the Rezone of 4.6± Acres to Planned Development Located at 4131 Kentucky Avenue (APN 062-022-020) – A Project Known as Countryside III** – It is recommended that the City Council conduct the second reading of Ordinance No. 201-005 and consider its adoption by roll call vote. At their regular meeting of August 17, 2021, the Planning Commission voted 5-0 to recommend to the City Council the adoption of the draft ordinance and approval of the vesting tentative map resolution. They then voted 5-0 to approve the project's Architecture and Site Plan Review.
- Item 10.2.** **Second Reading by Title Only of Proposed Ordinance No. 2021-006 Approving the Rezone of 5.9 ± Acres to Planned Development, Located At 6448 Claus Road (Apn 062-020-001) – A Project Known as The Heritage Collection** – It is recommended that the City Council conduct the second reading by title only of proposed Ordinance No. 2021-006 and consider its adoption by roll call vote. At their regular meeting of August 17, 2021, the Planning Commission voted 5-0 to recommend to the City Council the adoption of the draft ordinance and approval of the vesting tentative map resolution. They then voted 5-0 to approve the project's Architecture and Site Plan Review.

11. WORKSHOPS

Information and educational presentation of a subject matter to receive direction and to prepare for its future consideration and decisions by the City Council.

- Item 11.1.** **Centennial Celebration 2022 – Workshop** – It is recommended that the City Council hear the presentation on the proposed preliminary plans and budget for the Centennial Celebration and provide direction and feedback on the plan.

12. NEW BUSINESS

- Item 12.1.** **Consideration of a Resolution Approving a New Franchise Agreement with Gilton Solid Waste Management Inc.** – It is recommended that the City Council consider the resolution which approves the attached proposed updated Solid Waste Franchise Agreement with Gilton Solid Waste for contracted solid waste services and added services designed to ensure compliance with SB1383 or provide direction on desired edits and amendment to the contract.

- Item 12.2.** **A Resolution Approving a Letter of Agreement with the SitelogiQ for the Design, Engineering and Development of an Energy Efficiency Project and Directing the City Manager to Execute the Letter of Agreement** – It is recommended that the City Council consider approval of the proposed resolution approving a Letter of Agreement (LOA) with SitelogiQ to move forward with the design and engineering of an energy efficiency project on various locations within the City of Riverbank.

- Item 12.3.** **Fleet Management Services Discussion and Consideration of the Following Options:**

- (1) **Direct Staff to Continue Current Fleet Management Program and Budget for Replacements on an As-Needed Basis, or**
- (2) **Direct Staff to Explore Other Fleet Management Program Options, or**
- (3) **Approve the Proposed Resolution Authorizing the City Manager to Enter into a Master Equity Lease Agreement with Enterprise Fleet Management Trust.**

It is recommended that the City Council receive information regarding the establishment of a Fleet Management Program for the City of Riverbank and consider the following options:

- (1) **Direct Staff to Continue Current Fleet Management Program and Budget for Replacements on an As-Needed Basis, or**
- (2) **Direct Staff to Explore Other Fleet Management Program Options, or**
- (3) **Approve the Proposed Resolution Authorizing the City Manager to Enter into a Master Equity Lease Agreement with Enterprise Fleet Management Trust**

13. 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 13.1. Staff

Item 13.2. Council/Authority Member

Item 13.3. Mayor/Chair

14. 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 recessing to Closed Session.

Item 14.1. **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION**

(Pursuant to Government Code § 54956.9(b))

Number of cases: 3 potential case

Item 14.2. **PUBLIC EMPLOYMENT**

(Pursuant to Government Code § 54957)

Title: Community Development Director

15. RECONVENE – REPORT FROM CLOSED SESSION**16. ADJOURNMENT**

- The next regular City Council meeting will be on Tuesday, Oct. 12th at 6:00 pm.

AFFIDAVIT OF POSTING

I hereby certify under penalty of perjury, under the laws of the State of California that the foregoing agenda was posted at the meeting location, on the North City Hall public exterior bulletin board, the Riverbank Community Center, and the City's website 72 hours prior to the meeting in accordance to the California Ralph M. Brown Act.

Posted this Thursday, September 23, 2021

/s/Annabelle H. Aguilar, C.M.C, 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 aaguilar@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.



**TELECONFERENCE OR VIRUAL PLATFORM
PUBLIC PARTICIPATION PROCEDURES
FOR THE CITY COUNCIL/LRA MEETINGS HELD 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/UCq2x80ChEcknBq7uuJLcZow>
- 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/83407491747>
- Join by accessing website: <https://zoom.us/join>
 - **Webinar ID: 834 0749 1747**
- Join by telephone: **1 669 900 9128** **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>