

**Mayor/Chair**

Richard D. O'Brien

**Council/Authority Members**

District 1 - Luis Uribe

District 2 - Rachel Hernandez

District 3 - Leanne Jones Cruz

District 4 - Darlene Barber-Martinez



**Regular City Council and  
Local Redevelopment Authority  
Board Meetings**

Council Chambers, 6707 Third Street,  
Suite B

Riverbank, CA 95367

**TUESDAY, SEPTEMBER 26, 2023 – 6:00 P.M.**

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

**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. PRESENTATIONS (Informational only)**

**Item 7.1**

**Proclamation Hispanic Heritage Month September 15<sup>th</sup> to October 15<sup>th</sup>, 2023-** It is recommended that the City Council present the Proclamation for Hispanic Heritage Month from September 15<sup>th</sup> to October 15<sup>th</sup>, 2023, to Mrs. Nancy Garcia.



**Item 7.2**

**Proclamation – Walk and Roll to School Day – October 4, 2023-** It is recommended that the City Council read and present a Proclamation for Walk and Roll to School Day to Armando Nunez, Program/Grant Manager for CASA Del Rio Family Resource Center.



**Item 7.3**

**Strategic Plan Update-** It is recommended that the City Council receive a presentation on the status of the Strategic Plan.



**8. 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.

**PLEASE SPEAK DIRECTLY INTO THE MICROPHONE.**

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

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## **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**      **Approval** of the City Council and Local Redevelopment Authority Board Minutes for September 12, 2023.

**Item 9.3**      **Resolution** to Award Bid for the 7<sup>th</sup> Street Outfall Project to Dirt Dynasty, Inc., Authorize Execution of Future Change Orders, and Authorizing a Budget Amendment for an Additional \$380,951.00 from American Rescue Plan Act Funds.

**Item 9.4**      **Resolution** Authorizing a Budget Amendment of \$32,693.00 to the American Rescue Plan Act Funds for the Riverbank Museum ADA Path and Ramp Project.

## **10. PUBLIC HEARING- No items Scheduled.**

## **11. NEW BUSINESS**

**Item 11.1**      **Permanent Local Housing Allocation (PLHA) Formula Allocation Plan Discussion-** It is recommended that the City Council receive a presentation regarding the Permanent Local Housing Allocation (PLHA) Formula Allocation Plan adopted in July 2020, and subsequently amended in December 2021, and provide feedback to staff on possible amendments as a result of the refund of grant funds from the River Terrace (formally Ward Villas) Project.

## **12. 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 12.1**      Staff

**Item 12.2**      Council/Authority Member

**Item 12.3**      Mayor/Chair

## **13. 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 13.1**    **CONFERENCE WITH LEGAL COUNSEL– Anticipated Litigation**  
Significant Exposure to **Litigation**,  
(Pursuant to Gov. Code § 54956.9(d))  
Number of Potential Cases: 1

**Item 13.2**    **LIABILITY CLAIMS**  
Pursuant to Government Code § 54961)  
Claimant: Janet Pritsch  
Agency Claimed Against: City of Riverbank

**14. REPORT FROM CLOSED SESSION**

**Item 14.1**    Report from Closed Session **Item 13.1**  
**CONFERENCE WITH LEGAL COUNSEL– Anticipated Litigation**  
Significant Exposure to **Litigation**,  
(Pursuant to Gov. Code § 54956.9(d))  
Number of Potential Cases: 1

**Item 14.2**    Report from Closed Session **Item 13.1**  
**LIABILITY CLAIMS**  
Pursuant to Government Code § 54961)  
Claimant: Janet Pritsch  
Agency Claimed Against: City of Riverbank

**15. ADJOURNMENT**

- The Next Regular City Council Meeting will be on:

**Tuesday, October 10th, 2023 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 at the meeting location, on the North City Hall public exterior bulletin board, South City Hall public exterior Bulletin, Riverbank Community Center exterior bulletin, and the City's website 72 hours prior to the meeting in accordance to the California Ralph M. Brown Act.

Posted this 21<sup>st</sup> Day of September, 2023

/s/ *Gabriela Hernandez, City Clerk*



**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 [cityclerk@riverbank.org](mailto:cityclerk@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/VIRUAL PLATFORM PUBLIC PARTICIPATION COMMENT PROCEDURES FOR CITY COUNCIL MEETING HELD IN CONFORMANCE WITH THE BROWN ACT

### PUBLIC “LIVE” VIEWING

- Government Channels: Charter– 2 and AT&T U-VERSE – 99
- YouTube Live – City of Riverbank
- Via ZOOM Platform (See instructions below)

### SUBMITTING PUBLIC COMMENTS FOR THE RECORD

**Written comments must be received before 4:00 p.m. on the date of the meeting in order for them to be distributed to the Council prior to consideration of the matter. Written comments will not be read aloud at the meeting, but will be reported as received for the record. If you do not receive an acknowledgement of receipt within an hour of submission or by 5:00 pm, please call the City Clerk’s Office at (209) 863-7198 or the Administration Dept. at (209) 863-7122.**

#### **ACCEPTABLE METHODS OF SUBMITTING COMMENTS **BEFORE THE 4:00 PM DEADLINE****

- **Via Mail Service:** Mail comments to City of Riverbank, Attn. City Clerk, 6707 Third Street, Suite A, Riverbank, CA 95367. (Call 209-863-7198 / 209-863-7122 to ensure they were received.)
- **Via Email:** Mail to [cityclerk@riverbank.org](mailto:cityclerk@riverbank.org). (*Note: This technology is not a guaranteed method.*)
  - Indicate Agenda Item # in the **subject line**. (Call 209-863-7198 /209-863-7122 to ensure receipt)
- **Oral Comments In-Person:** The Mayor will ask the public if anyone wishes to comment, at that time you may approach the podium.
- **Oral Comments Via Zoom:** The Mayor will announce when public comments may be made for a limit of 3 minutes on the agenda item being considered, at which time you will:  
**(please make sure the volume on your video device or any nearby device is turned down.)**
  - Using a computer – click on the “raise hand” feature in the webinar controls. This will alert staff that you wish to speak, and you will be unmuted.
  - Using a Phone – press **\*9** to “raise the hand”. This will alert staff that you wish to speak, and you will be unmuted.

**Teleconference Phone Number (This system is a backup for ZOOM technical difficulties only when providing oral comments.) If there are technical difficulties or disconnection with ZOOM while making oral comments, please immediately call the **teleconference phone number (209) 863-7151** so that Council may receive your comments. Council will be waiting for your call. Thank you**

### JOIN THE MEETING VIA ZOOM PLATFORM

Join by this link: <https://us02web.zoom.us/j/82963329089>

Join by accessing website: <https://zoom.us/join>, enter Webinar ID: **829 6332 9089**

- Join by telephone: **1 669 444 9171 OR 1 669 900 9128, plus Webinar ID: 829 6332 9089**

**Learn about using ZOOM** - Visit <https://zoom.us/j/94943925973?status=success> for a free account or to download the app.