

City Council Meeting Agenda

May 24, 2022
6:00 p.m.
City of Turlock Yosemite Room
156 S. Broadway, Turlock, California



Mayor
Amy Bublak

Council Members
Nicole Larson
Andrew Nosrati
Rebecka Monez
Pam Franco
Vice Mayor

City Manager
Reagan M. Wilson
City Clerk
Julie Christel
City Attorney
George A. Petrulakis

SPEAKER CARDS: To accommodate those wishing to address the Council and allow for staff follow-up, speaker cards are available for any agenda item or any other topic delivered under Public Comment. Please fill out and provide the Comment Card to the City Clerk or Police Officer.

NOTICE REGARDING NON-ENGLISH SPEAKERS: The Turlock City Council meetings are conducted in English and translation to other languages is not provided. Please make arrangements for an interpreter if necessary.

EQUAL ACCESS POLICY: If you have a disability which affects your access to public facilities or services, please contact the City Clerk's Office at (209) 668-5540. The City is committed to taking all reasonable measures to provide access to its facilities and services. Please allow sufficient time for the City to process and respond to your request.

NOTICE: Pursuant to California Government Code Section 54954.3, any member of the public may directly address the City Council on any item appearing on the agenda, including Consent Calendar and Public Hearing items, before or during the City Council's consideration of the item. Members of the public will be allowed five (5) minutes for comments.

AGENDA PACKETS: Prior to the City Council meeting, a complete Agenda Packet is available for review on the City's website at www.cityofturlock.org and in the City Clerk's Office at 156 S. Broadway, Suite 230, Turlock, during normal business hours. Materials related to an item on this Agenda submitted to the Council after distribution of the Agenda Packet are also available for public inspection in the City Clerk's Office. Such documents may be available on the City's website subject to staff's ability to post the documents before the meeting.

CALL TO ORDER SALUTE TO THE FLAG ROLL CALL DECLARATION OF CONFLICTS

1. **APPROVAL OF AGENDA AS POSTED OR AMENDED**
This is the time for the City Council to remove items from the agenda or to change the order of the agenda. Matters may be taken up out of order of the established agenda by a four-fifths vote of the City Council.
2. **PROCLAMATIONS, RECOGNITIONS, APPOINTMENTS, ANNOUNCEMENTS, PRESENTATIONS, AND BRIEFINGS:**
 - A. Recognition: Employee of the Year 2021, Senior Planner Adrienne Werner
 - B. Recognition: Employee of the Month, January 2022, Police Officer Ian Rodrigues
 - C. Recognition: Employee of the Month, February 2022, Police Dispatcher Lead Laura Williams
 - D. Recognition: Employee of the Month, March 2022, Police Dispatcher Lead Kaitlin Gagliolo
 - E. LOVE Turlock Presentation
 - F. CARE (Community Assessment Response and Engagement) Team Presentation

3. PUBLIC PARTICIPATION

Pursuant to California Government Code Section 54954.3(a), this is the time set aside for members of the public to directly address the City Council on any item of interest to the public that is within the subject matter jurisdiction of the City Council and to address the Council on any item on tonight's agenda, including Consent Calendar items. You will be allowed five (5) minutes for your comments. If you wish to speak regarding an item on the agenda, you may be asked to defer your remarks until the Council addresses the matter. Pursuant to California Government Code Section 54954.2(a)(3), no action or discussion may be undertaken on any item not appearing on the posted agenda, except that the City Council, or its staff, may briefly respond to comments or questions from members of the public, provide a reference to staff or other resources for factual information, or direct staff to place the issue on a future agenda.

4. MOTION WAIVING READING OF ALL ORDINANCES ON THE AGENDA, EXCEPT BY TITLE

5. CONSENT CALENDAR:

Information concerning the consent items listed hereinbelow has been forwarded to each Councilmember prior to this meeting for study. Unless the Mayor, a Councilmember or member of the audience has questions concerning the Consent Calendar, the items are approved at one time by the Council. The action taken by the Council in approving the consent items is set forth in the explanation of the individual items.

- A. Resolution: Accepting Weekly Demands of May 5, 2022 in the amount of \$3,870,456.58
- B. Motion: Accepting Minutes of the Special Meeting of May 4, 2022 and the Regular Meeting of May 10, 2022
- C. Resolution: Rescinding Resolution No. 2021-231 and adopting a new Resolution authorizing the Mayor, City Manager, Director of Public Works, Deputy Director of Public Works, City Engineer, or Development Services Director to sign all documents, applications, assurances, and statements in regard to any and all Federal Highway Administration, Federal Transit Administration, or any other federally-funded or state-funded projects, to include applications filed for federal transportation assistance authorized by 49 United States Code (USC) Chapter 53 or other federal statues administered by the Federal Transit Administration
- D. Motion: Approving Contract Change Order No. 4 in the amount of \$156,795.69 (Non-General Fund – Fund 420) with Western Water Constructors of Santa Rosa, California, for City Project No. 20-009 “Well 38 Arsenic Mitigation and ICF Treatment” bringing the contract total to \$5,211,318.88
- E. Motion: Approving Contract Change Order No. 3 in the amount of \$152,214.25 (Non-General Fund – Fund 218) with Granite Construction, of Fresno, California, for City Project No. 17-53 “Golden State Rehabilitation 20th Century Boulevard to Main Street” bringing the contract total to \$2,225,672.26
- F. Resolution: Approving a Resolution to revise job descriptions for Neighborhood Code Compliance Technician, Neighborhood Preservation Officer, and Neighborhood Services Supervisor
- G. Resolution: Approving modifications to the Part-time Position – Pay Range Schedule
- H. Resolution: Initiating proceedings for filing of the Annual Report for Fiscal Year 2022-23 for all Landscaping and Lighting Assessment Districts (Exhibit A) and all Street Maintenance Benefit Assessment Areas (Exhibit B) in the City of Turlock and directing the City Engineer to act as the Engineer of Work and produce an Engineer’s Report which details the annual costs to each lot of each development
- I. Motion: Approving changes to the Subdivision Improvement Agreement with Modesto Roselle, LLC, for the McCoon subdivision (VTSM 2006-09, Development Project No. 0673), developed by Modesto Roselle, LLC
- J. 1) Motion: Approving Contract Change Order No. 2 (final) in the amount of \$33,927.77 (Non-General Fund – Fund 218) with Dirt Dynasty, Inc., of Farmington, California, for

City Project No. 20-001 "Southeast Quadrant Road Rehabilitation" bringing the contract total to \$1,307,640.97

- 2) **Motion:** Accepting improvements and authorizing the City Engineer to file a Notice of Completion for City Project No. 20-001 "Southeast Quadrant Road Rehabilitation"
- K. **Motion:** Approving Amendment No. 2 to the Professional Services Agreement with Willdan Engineering, of Fresno, California, to increase the not-to-exceed amount from \$50,000 to \$100,000 for Acting City Engineer Services
- L. **Resolution:** Authorizing Staff to submit an application to Stanislaus Council of Governments (StanCOG) to designate 100% of the City's share of Surface Transportation Block Grant Program (STBGP) funds for Federal Fiscal Years 2022-23 and 2023-24 to the construction phase of the Golden State Boulevard, Golf Road, and Berkeley Avenue Intersection Improvements Project and authorizing the City Manager to enter and execute any necessary documents with the Stanislaus Council of Governments (StanCOG) to properly identify and program Surface Transportation Block Grant Program (STBGP) apportionment for Federal Fiscal Year 2022-23 and Federal Fiscal Year 2023-24
- M. **Resolution:** Approving a Memorandum of Understanding (MOU) for Fire Department training services between the cities of Turlock, Modesto, Ceres and the Stanislaus Consolidated Fire Protection District, commencing July 1, 2022 and authorizing the City Manager or their designee to execute the agreement
- N. **Resolution:** Approving increases to salary ranges for Engineering series, Land Surveyor series, and Deputy Public Works Director positions by approving an amendment to the Salary Schedule of the existing TCEA Memorandum of Understanding adopted by Resolution No. 2021-246, dated December 14, 2021, to include all approved TCEA salary ranges and approving an amendment to the Salary Schedule of the existing Management Memorandum of Understanding adopted by Resolution No. 2021-229 dated November 9, 2021, to include all approved Management salary ranges
- O. **Resolution:** Approving Transportation Development Act (TDA) transit claims for Local Transportation Funds (LTF) funding and State Transit Assistance (STA) funding with the Stanislaus Council of Governments (StanCOG) associated with the Roger K. Fall Transit Center, the Turlock-Denair Amtrak Station, and Turlock Transit services for Fiscal Year 2022-23 and authorizing the City Manager to sign and submit the subject claims
- P. **Resolution:** Updating the Risk Management Policies Related to Liability Exposure in the area of Tort, Workers' Compensation, Auto and Property Claims and establishing policies for certain other claims

6. FINAL READINGS:

- A. **Ordinance:** Second and final reading and adoption of an Ordinance amending Turlock Municipal Code Title 6, Chapter 6-3, regarding Garbage, Recyclable Materials and Organic Waste to incorporate changes related to SB 1383 state mandated requirements

7. PUBLIC HEARINGS:

8. ACTION ITEMS:

- A. Designating the "Turlock's 3rd Thursday" Summer Concert Series a City Co-Sponsored Special Event for the 2022 year and allocating funds from account 120-10-120.47317_001 "City Sponsored Special Events General" to cover staff time for event logistics as part of the co-sponsorship (*Schulze*)

Recommended Action: Motion: Designating the “Turlock’s 3rd Thursday” Summer Concert Series a City Co-Sponsored Special Event for the 2022 year and allocating funds from account 120-10-120.47317_001 “City Sponsored Special Events General” to cover staff time for event logistics as part of the co-sponsorship

- B. Appropriating \$312,531.85 from fund 119 (American Rescue Plan Act (ARPA)) unassigned reserve to expense account 119-10-118.51015_001 “Network Firewall/Cyber Solutions” for the purchase and upgrading of the City’s cybersecurity protection and authorize the City Manager to execute purchases with various vendors for cybersecurity purposes (*Souza*)

Recommended Action: Resolution: Appropriating \$312,531.85 from fund 119 (American Rescue Plan Act (ARPA)) unassigned reserve to expense account 119-10-118.51015_001 “Network Firewall/Cyber Solutions” for the purchase and upgrading of the City’s cybersecurity protection and authorize the City Manager to execute purchases with various vendors for cybersecurity purposes

- C. Authorizing the borrowing of funds from a private placement lender in a principal amount not to exceed \$33,150,000 to refinance outstanding sewer system obligations, and approving related documents and actions (*Moreno*)

Recommended Action: Resolution: Authorizing the borrowing of funds from a private placement lender in a principal amount not to exceed \$33,150,000 to refinance outstanding sewer system obligations, and approving related documents and actions

- D. Authorizing the City Manager to enter into an agreement, in a form approved by the City Attorney, with Legacy Health Endowment (LHE) for the City to augment the LHE pilot program for Person-Centered Care that will operate from July 1, 2022 to June 30, 2023 and appropriate \$200,000 from Fund 119 (American Rescue Plan Act (ARPA)) Unassigned Reserve to Expense Account Number 119-10-188.43060_000 “Contract Services General” (*Wilson*)

Recommended Action: Resolution: Authorizing the City Manager to enter into an agreement, in a form approved by the City Attorney, with Legacy Health Endowment (LHE) for the City to augment the LHE pilot program for Person-Centered Care that will operate from July 1, 2022 to June 30, 2023 and appropriate \$200,000 from Fund 119 (American Rescue Plan Act (ARPA)) Unassigned Reserve to Expense Account Number 119-10-188.43060_000 “Contract Services General”

9. CITY MANAGER REPORTS/UPDATES

City Manager reports/updates are provided for informational purposes only and no action or discussion may be undertaken. The City Manager may direct department heads to provide reports/updates at the City Manager’s request.

- A. Monthly Department Reports (*Wilson*)
B. Quarterly Budget Update (*Moreno*)

10. COUNCIL ITEMS FOR FUTURE CONSIDERATION

11. COUNCILMEMBER QUESTIONS, COMMENTS, AND ANNOUNCEMENTS

Councilmembers may ask questions, provide comments, and make brief announcements on notable topics of interest. The Brown Act does not allow discussion or action by the legislative body.

12. CLOSED SESSION

- A. Conference with Labor Negotiators - California Government Code §54957.6(a)
“Notwithstanding any other provision of law, a legislative body of a local agency may hold closed sessions with the local agency’s designated representatives regarding the salaries, salary schedules, or compensation paid in the form of fringe benefits of its represented and unrepresented employees, and, for represented employees, any other matter within the statutorily provided scope of representation.”
Agency Designated Representative: Deputy City Manager Sarah Eddy
Employee Organization: Turlock Management Association – Public Safety

13. REPORTS FROM CLOSED SESSION

14. ADJOURNMENT