

City Council Meeting Minutes

May 24, 2022

6:00 p.m.

City of Turlock Yosemite Room

156 S. Broadway, Turlock, California



CALL TO ORDER

Mayor Bublak called the meeting to order at 6:00 p.m.

SALUTE TO THE FLAG

ROLL CALL AND DECLARATION OF CONFLICTS

PRESENT: Councilmembers Nicole Larson, Andrew Nosrati, Pam Franco, Rebecka Monez and Mayor Amy Bublak.

ABSENT: None

Councilmember Larson	Councilmember Nosrati	Councilmember Franco	Councilmember Monez	Mayor Bublak
None	None	None	None	None

1. APPROVAL OF AGENDA AS POSTED OR AMENDED

Action: Approve Agenda as amended, moving Item 8D behind Proclamations and Recognitions.

Motion by Council Member Monez, seconded by Vice Mayor Franco.
Motion carried 5/0 by the following vote:

Councilmember Larson	Councilmember Nosrati	Councilmember Franco	Councilmember Monez	Mayor Bublak
Yes	Yes	Yes	Yes	Yes

2. PROCLAMATIONS, RECOGNITIONS, APPOINTMENTS, ANNOUNCEMENTS, PRESENTATIONS, AND BRIEFINGS:

- A. Recognition: Employee of the Year 2021, Senior Planner Adrienne Werner
Mayor Bublak presented the Employee of the Year Award to Adrienne Werner
- B. Recognition: Employee of the Month, January 2022, Police Officer Ian Rodrigues
Mayor Bublak presented the Employee of the Month award for January 2022 to Police Officer Ian Rodrigues.
- C. Recognition: Employee of the Month, February 2022, Police Dispatcher Lead Laura Williams
Mayor Bublak presented the Employee of the Month award for February 2022 to Police Dispatcher Lead Laura Williams.
- D. Recognition: Employee of the Month, March 2022, Police Dispatcher Lead Kaitlin Gagliolo
Mayor Bublak presented the Employee of the Month award for March 2022 to Police Dispatcher Lead Kaitlin Gagliolo

- E. LOVE Turlock Presentation
 Representatives from LOVE Turlock, Melanie Youkhana and Lindsay Plett, provided a presentation on the LOVE Turlock event that occurred on Saturday, April 30, 2022.
- F. CARE (Community Assessment Response and Engagement) Team Presentation
 Raul Dominguez, CARE Manager with the Stanislaus County Probation Department, provided a PowerPoint Presentation on the Stanislaus County CARE Program.

Item 8D was heard out of order.

- 8D. 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"

Jeffrey Lewis, President/CEO of Legacy Health Endowment, provided a presentation on the LHE Pilot Program for Person-Centered Care. He discussed the intent of the program and program highlights, and responded to questions from City Council.

Mayor Bublak opened the item for public comment and no members of the public spoke.

Action: **Resolution No. 2022-099:** 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." Motion by Council Member Monez, seconded by Vice Mayor Franco, and carried 5/0 by the following vote:

Councilmember Larson	Councilmember Nosrati	Councilmember Franco	Councilmember Monez	Mayor Bublak
Yes	Yes	Yes	Yes	Yes

3. PUBLIC PARTICIPATION

The following members of the public spoke:

Virginia Penalzoza
 Milt Trieweiler
 John Gebelein
 Ron Bridegroom

City Council and staff responded to questions from the public.

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

Action: Motion waiving reading of all ordinances on the Agenda, except by title. Motioned by Vice Mayor Franco, seconded by Council Member Monez, and carried 5/0 by the following vote:

Councilmember Larson	Councilmember Nosrati	Councilmember Franco	Councilmember Monez	Mayor Bublak
Yes	Yes	Yes	Yes	Yes

5. CONSENT CALENDAR

Mayor Bublak announced there was a green sheet provided for Item 5C, Item 5J would be removed for separate consideration, and Item 5L was pulled from the Agenda.

Action: Motion by Council Member Monez, seconded by Vice Mayor Franco, adopting the amended consent calendar. Motion carried 5/0 by the following vote:

Councilmember Larson	Councilmember Nosrati	Councilmember Franco	Councilmember Monez	Mayor Bublak
Yes	Yes	Yes	Yes	Yes

- A. **Resolution 2022-087**: 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 2022-088**: 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 2022-089**: Approving a Resolution to revise job descriptions for Neighborhood Code Compliance Technician, Neighborhood Preservation Officer, and Neighborhood Services Supervisor
- G. **Resolution 2022-090**: Approving modifications to the Part-time Position – Pay Range Schedule
- H. **Resolution 2022-091**: 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

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- 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. Item heard separately
 - 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 2022-092:** 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 2022-093:** 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 2022-094:** 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 2022-095:** 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 2022-096:** 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
- 5J. 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"

Director Quintero provided a brief update on the Southeast Quadrant Road Rehabilitation project and responded to questions from the City Council.

Mayor Bublak opened the item for public participation.

The following members of the public spoke:

Ron Bridegroom

Milt Trieweiler

With no further comments, Mayor Bublak closed public participation and asked for a motion to be made.

Action: **Motion** by Vice Mayor Franco, seconded by Council Member Larson, 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, and carried 4/0 by the following vote.

Councilmember Larson	Councilmember Nosrati	Councilmember Franco	Councilmember Monez	Mayor Bublak
Yes	Yes	Yes	Absent	Yes

The City Council did not vote on the second motion, accepting improvements and authorizing the City Engineer to file a Notice of Completion for City Project No. 20-001 “Southeast Quadrant Road Rehabilitation”

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

Action: **Ordinance No. 1289-CS**: 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. Motion by Council Member Monez, seconded by Vice Mayor Franco, and carried 5/0 by the following vote:

Councilmember Larson	Councilmember Nosrati	Councilmember Franco	Councilmember Monez	Mayor Bublak
Yes	Yes	Yes	Yes	Yes

7. PUBLIC HEARINGS:

None.

8. ACTION ITEMS:

A. Deputy Public Works Director Schulz provided a staff report requesting the City Council approve a City Co-Sponsored event designating the “Turlock’s 3rd Thursday” Summer Concert Series 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.

Staff responded to questions from the City Council.

Mayor Bublak opened the item for public participation, and with none, closed public participation.

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 as introduced by Council Member Monez, seconded by Council Member Larson, and carried 5/0 by the following vote:

Councilmember Larson	Councilmember Nosrati	Councilmember Franco	Councilmember Monez	Mayor Bublak
Yes	Yes	Yes	Yes	Yes

- B. IT Manager Joe Souze provided a staff report regarding a request to appropriate \$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.

Staff responded to questions from the City Council.

Mayor Bublak opened the item for public participation, and with none, closed public participation.

Action: **Resolution No. 2022-097:** 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, as introduced by Council Member Monez, seconded by Vice Mayor Franco, and carried 5/0 by the following vote:

Councilmember Larson	Councilmember Nosrati	Councilmember Franco	Councilmember Monez	Mayor Bublak
Yes	Yes	Yes	Yes	Yes

- C. Director Moreno provided a staff report regarding a request to authorize 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.

Staff responded to questions from the City Council.

Mayor Bublak opened the item for public participation.

The following members of the public spoke:

Milt Trieweiler

Mayor Bublak closed public participation.

Action: *Resolution No. 2022-098:* 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, as introduced by Council Member Monez, seconded by Vice Mayor Franco, and carried 5/0 by the following vote:

Councilmember Larson	Councilmember Nosrati	Councilmember Franco	Councilmember Monez	Mayor Bublak
Yes	Yes	Yes	Yes	Yes

Item 8D was heard out of order

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. City Manager Wilson provided a brief overview of each department's monthly report.
- B. Finance Director Moreno provided a quarterly budget update to the City Council.

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

Mayor Bublak reported that for the Closed Session Item, there was nothing to report.

14. ADJOURNMENT

Mayor Bublak adjourned the meeting at 8:32 p.m.

Respectfully submitted

Julie Christel, City Clerk
City of Turlock