

City Council Meeting Agenda

July 11, 2023

6:00 p.m.

City of Turlock Yosemite Room

156 S. Broadway, Turlock, California



Mayor
Amy Bublak

Council Members
Kevin Bixel
Cassandra Abram
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 three (3) 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 AND 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. Presentation Diana Lewis, City Treasurer

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 three (3) 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

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REGULAR MEETING AGENDA
TUESDAY, JULY 11, 2023**

Next City Council Resolution: 2023-167

Next Ordinance: 1306-CS

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 06/22/2023 in the amount of \$854,938.57 and 06/29/2023 in the amount of \$1,726,356.40
- B. Resolution 2023-XXX: Rescinding Resolution No. 2023-088 and adopting a new resolution approving a Memorandum of Understanding (MOU) with the Stanislaus Regional Transit Authority (Authority) regarding the application and implementation of FY 2022-23 Low Carbon Transit Operations Program (LCTOP) funding allocated to the Stanislaus Council of Governments (StanCOG), the Authority and the City for use in FY 2023-24 for a joint, regional free fares project (*York*)
- C. Resolution 2023-XXX: Approving a Memorandum of Understanding (MOU) with the Stanislaus Regional Transit Authority (StanRTA) regarding the delivery of paratransit service originating or ending within the City of Turlock's fixed route service boundaries and authorizing the City Manager to execute and implement the MOU (*York*)
- D. Resolution 2023-XXX: Approving revisions to the Firefighter job description (*Dhami*)
- E. Resolution 2023-XXX: Approving revisions to the job description for Fire Engineer (*Dhami*)
- F. Resolution 2023-XXX: Approving an Agreement with Bureau Veritas North America, Inc. for Building Division Services for a period of three (3) years beginning July 1, 2023 and ending July 1, 2026 with total compensation not to exceed \$1,500,000.00 paid from Fund 405 "Building" account 405-40-405.43260 "Plan Check Services", account 405-40-405.43060_011 "Contract Services Inspection", and account 405-40-405.43060_000 "Contract Services General" (*Quintero*)
- G. Resolution 2023-XXX: Approving Amendment No. 2 to an Agreement between the City of Turlock and ABS Direct, Inc. for laser printer and mailing services of utility billing, utility delinquent notices, and business license renewals, in order to change the current open-ended compensation amount to an annual compensation amount of \$200,000, and in a total amount not to exceed \$880,000, if all renewal periods are exercised, to Fund 110 "General Fund" account 110-10-106.44015_002 "Utility Billing Postage", 110-10-106.44015_003 "Utility Billing Forms", 110-10-106.44020 "Forms", 110-10-106.44040_000 "Postage General", to Fund 410 "Water Quality Control (WQC)" account 410-51-530.44015_002 "Utility Billing Postage", 410-51-530-44015_003 "Utility Billing Forms", to Fund 420 "Water" account 420-52-550.44015_002 "Utility Billing Postage", 420-52-550.44015_003 "Utility Billing Forms" (*Moreno*)

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- H. Resolution 2023-XXX: Approve the establishment of a new job description for a Part-Time Animal Services – Rescue Coordinator and amend the Part-Time Salary Schedule effective July 11, 2023 (*Dhami*)

- I. Resolution 2023-XXX: Authorizing staff to purchase one (1) new JUNGHEINRICH Model EFG 545A - 9,000lb capacity electric forklift, for use by City staff at the new Stanislaus Regional Water Authority (SRWA) water treatment facility, from Holt of California, under Sourcewell Cooperative Purchasing agreement contract 091520-MCF, for an amount not to exceed \$138,928.31, funded in the SRWA Operations Budget Fund 450 “SRWA Operations” account 450-53-550.51020 “Equipment Replacement” (*Goodman*)

- J. Resolution 2023-XXX: Awarding bid and approving an Agreement with Dynamic Underground Services of Sanger, CA, in the amount of \$179,062.11 and authorizing a contingency amount of \$18,000.00 (10.05%) for construction of City Project No. 22-026 “Armory Utility Extensions” to be 43% funded by Fund 410 “Water Quality Control (WQC)” account number 410-51-534.51300 “Construction Repairs/Improvements” and 57% funded by Fund 420 “Water” account number 420-52-551.51300 “Construction Repairs/Improvements” (*Schulze*)

6. FINAL READINGS

- A. Second and final reading of an ordinance amending Turlock Municipal Code (TMC) Title 6, Chapter 6-3, Article 1, titled Garbage, Recyclable Materials, and Organic Waste to change process for adoption of maximum solid waste fees and charges, remove imitation on length of franchise agreement term, provide Chief of Police with authority to direct authorized contractor (Turlock Scavenger) to impound containers of unlicensed haulers in the City, and clarify types of solid wastes governed by municipal code regulations (*Goodman*)

Recommended Action: Ordinance 1306-CS: Second and final reading of an ordinance amending Turlock Municipal Code (TMC) Title 6, Chapter 6-3, Article 1, titled Garbage, Recyclable Materials, and Organic Waste to change process for adoption of maximum solid waste fees and charges, remove imitation on length of franchise agreement term, provide Chief of Police with authority to direct authorized contractor (Turlock Scavenger) to impound containers of unlicensed haulers in the City, and clarify types of solid wastes governed by municipal code regulations

7. PUBLIC HEARINGS

- A. Rescinding Resolution No. 2022-157 and adopting a revised passenger fare structure effective August 1, 2023 which reduces the qualifying age for discounted fares from 65 years of age to 55 years of age; extends free fares for fixed route service and discounted fares for On-Demand service to active duty, active reserve and honorably discharged veterans of the United State armed forces; expands the waiver of fares for educational students, faculty and staff; and delegates authority to the City Manager, or their designee, to temporarily reduce or eliminate fares on any transit mode for promotional, regional coordination or emergency purposes (*York*)

Recommended Action: Resolution 2023-XXX: Rescinding Resolution No. 2022-157 and adopting a revised passenger fare structure effective August 1, 2023 which reduces the qualifying age for discounted fares from 65 years of age to 55 years of age; extends free fares for fixed route service and discounted fares for On-Demand service to active duty, active

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8. ACTION ITEMS

A. Measure A Accountability Report (*Moreno*)

Recommended Action: *Motion:* Approve Measure A Annual Accountability Report for the Fiscal Year 2021-2022

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 Reports – ClearPoint Score Cards

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 Firefighters Association – Local 2434

B. Conference with Legal Counsel – Anticipated Litigation, California Government Code §54956.9(d)(2)

"For the purposes of this section, litigation shall be considered pending when any of the following circumstances exist... A point has been reached where, in the opinion of the legislative body of the local agency on the advice of its legal counsel, based on existing facts and circumstances, there is a significant exposure to litigation against the local agency."

Potential Case(s): (1 case)

13. REPORTS FROM CLOSED SESSION

14. ADJOURNMENT

DECLARATION OF POSTING

I, Julie Christel, City Clerk for the City of Turlock, certify that I caused to be posted a copy of the City of Turlock City Council Agenda for the Regular Meeting of Tuesday, July 11, 2023 at City Hall, 156 S. Broadway, Turlock, California, 95380 on Thursday, July 6, 2023.

Dated: July 6, 2023

/s/Julie Christel

Julie Christel, City Clerk