

City Council Meeting Agenda

AMENDMENT NO. 1
06/24/2024



June 25, 2024

6:00 PM

City of Turlock Yosemite Room
156 S. Broadway, Turlock, California

*via telephone at 104 Middleton Place, Chapel Hill, NC 27416 (209)427-8849

**via telephone at Trebarwith Stand, Tintagel, England, PL34 0HD, United Kingdom
(209)620-4003

Mayor
Amy Bublak

Council Members

Kevin Bixel**

Rebecka Monez

Cassandra Abram

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.

1. **CALL TO ORDER**
2. **SALUTE TO THE FLAG**
3. **ROLL CALL AND DECLARATION OF CONFLICTS**

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Next City Council Resolution: 2024-094

Next Ordinance: 1314-CS

4. 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.

5. PROCLAMATIONS, RECOGNITIONS, APPOINTMENTS, ANNOUNCEMENTS, PRESENTATIONS, AND BRIEFINGS

- A. Proclamation - July as Parks and Recreation Month (Packwood)
- B. Presentation: Sewer Rate Study (Fisher)

6. 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.

7. 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. Motion: Accepting the Weekly demands of May 31, 2024 through June 6, 2024 in the amount of \$1,599,266.98, June 7, 2024 through June 13, 2024 in the amount of \$1,002,100.54, the Investment and Cash Report for April, 30, 2024 in the amount of \$280,106,142.24, and May 31,2024 in the amount of \$281,826,122.51
- B. Motion: Accepting the Minutes of the June 11, 2024, regular meeting of the City Council
- C. Motion: Waiving Reading of All Ordinances on the Agenda, Except by Title
- D. Resolution 2024-XXX: Approving an agreement with the law firm of Atkinson, Andelson, Loya, Ruud & Romo to provide labor negotiation, labor/employment law to the City of Turlock pursuant to an updated attorney representation agreement effective July 1, 2024 for a one (1) year term, in a total maximum not to exceed contract amount of \$300,000 to be paid from "General Fund" account number 110-10-109.43010 "Contract Attorney"(Dhami)
- E. Resolution 2024-XXX: Approving the establishment of new job descriptions of Housing Rehabilitation Specialist / Inspector Trainee, Housing Rehabilitation Specialist / Inspector I

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and Housing Rehabilitation Specialist / Inspector II and amend the Turlock City Employees Association (TCEA) Salary Schedule effective June 25, 2024 (Dhami)

- F. Motion: Accepting improvements for City Project No. 20-038 “Signal Coordination on W. Monte Vista Ave, Golden State Blvd, and Geer Rd” and authorizing the City Engineer to file a Notice of Completion (Morris)
- G. Motion: Accepting improvements and authorizing the City Engineer to file a Notice of Completion for City Project No. 20-039 “Signal Coordination on E. Monte Vista Ave” (Morris)
- H. Resolution 2024-XXX: Approving a Memorandum of Understanding between the City of Turlock and the Turlock Unified School District to provide a safe and supportive environment through the Expanded Learning Opportunity Program for 2024/2025 after school programs (Vargas)
- I. Resolution 2024-XXX: Adopting a list of projects and expenses (Exhibit A) for Fiscal Year 2024-25 funded by Senate Bill 1 (SB 1) “The Road Repair and Accountability Act of 2017” (Morris)
- J. 1) Resolution 2024-XXX: Awarding Request for Bid (RFB) No. 24-002 and approving Agreement No. 2024-170 with Pace Supply for pipe and pipe fittings for the Municipal Services Utilities, and Water Quality Control divisions, for a period of one (1) year, with an option to extend the Agreement for two (2) additional one-year terms, in an annual compensation not to exceed \$175,000 and a total compensation not to exceed \$525,000 over the 3-year term of the Agreement, if all renewal periods are exercised. Appropriate funding for this Agreement is located in Fund 410 “Water Quality Control (WQC)” account 410-51-530.43314 “Contract Help – Service,” Fund 410 “Water Quality Control (WQC)” account 410-51-531.44001_005 “Supplies Piping Supplies,” and Fund 420 “Water” account 420-52-550.44001_005 “Supplies Piping Supplies”
- 2) Resolution 2024-XXX: Awarding Request for Bid (RFB) No. 24-002 and approving Agreement No. 2024-171 with GP Norton Co. – a Division of Hajoca, for pipe and pipe fittings for the Municipal Services Utilities, and Water Quality Control divisions, for a period of one (1) year, with an option to extend the Agreement for two (2) additional one-year terms, in an annual compensation not to exceed \$75,000 and a total compensation not to exceed \$225,000 over the 3-year term of the Agreement, if all renewal periods are exercised. Appropriate funding for this Agreement is located in Fund 410 “Water Quality Control (WQC)” account 410-51- 530.43314 “Contract Help – Service,” Fund 410 “Water Quality Control (WQC)” account 410-51-531.44001_005 “Supplies Piping Supplies,” and Fund 420 “Water” account 420-52-550.44001_005 “Supplies Piping Supplies” (Fisher)
- K. Resolution 2024-XXX: Approving an Agreement (City Contract No. 2024-146) with AssetWorks, Inc., of Wayne, Pennsylvania, in a form approved by the City Attorney, for Software as a Service (SaaS) access to the cloud-based FleetFocus Fleet Management Software application, related professional services, and support services per Proposal dated March 29, 2024 pursuant to the Equalis Group Cooperative Purchasing Contract #COG-2123A in an amount not to exceed \$309,627.17 over the first five years to be funded by Fund 505, account number 505-50-525.44010_015 & Fund 426, account numbers 426-40-415-241-002.44010_015, 426-40-415-240-001.44010_015, 426- 40-415-241-001.44010_015, and

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426-40-415-243-001.44010_015 for a five (5) year term with automatic one (1) year renewals unless terminated in writing by either party and authorizing the City Manager to contract directly with AssetWorks, Inc. for additional modules or services in the future to meet the needs of the City, contingent on the availability of budgeted funds, for the Fleet Services Division (Barr)

- L. Resolution 2024-XXX: Authorizing the City's Insurance Broker, Winton-Ireland Strom & Green Insurance Agency, Inc., to procure insurance coverages and execute insurance agreements for Fiscal Year 2024-2025 on behalf of the City with National Union Fire Insurance, Travelers Casualty & Surety Company of America, Ace American Insurance Company, Arch Insurance Company, AIG/Glatfelter's, and Underwriters at Lloyds to be expended from various funds and accounts (Loehr)

- M. 1) Resolution 2024-XXX: Calling for the holding of a General Municipal Election to be held on Tuesday, November 5, 2024, for the election of certain officers as required by the provisions of the laws of the State of California relating to General Law Cities and the Turlock Municipal Code

2) Resolution 2024-XXX: Requesting the Board of Supervisors of the County of Stanislaus to consolidate a General Municipal Election to be held on Tuesday, November 5, 2024, with the Statewide General Election to be held on the same date pursuant to Section 10403 of the Elections Code and requesting the Board of Supervisors of the County of Stanislaus to permit the Stanislaus County Registrar of Voters to render specific services to the City of Turlock relating to the conduct of the General Municipal Election

3) Resolution 2024-XXX: Adopting regulations for candidates for elective office pertaining to Candidate Statements submitted to the voters at a General Municipal Election to be held on Tuesday, November 5, 2024 and setting the deposit fee which will be required of candidates who elect to have a Candidate Statement printed in the ballot pamphlet for said Election (Christel)

8. FINAL READINGS

- A. Second and final reading of an Ordinance amending Turlock Municipal Code (TMC) Title 1, Chapter 1-3, Section 1-3-07 "Acts by deputies" (Wilson)

Recommended Action: Ordinance 13XX-CS: Amending Turlock Municipal Code (TMC) Title 1, Chapter 1-3, Section 1-3-07 "Acts by deputies"

9. PUBLIC HEARINGS

- A. Calling for and giving notice of the holding of a General Municipal Election to be held in the City of Turlock on Tuesday, November 5, 2024, for the purposes of submitting to the qualified voters a ballot measure establishing a tax on businesses which sell, distribute, manufacture, cultivate and test cannabis; requesting consolidation thereof with the Statewide General Election to be held on the same date, and requesting the Stanislaus County Board of Supervisors to permit the Stanislaus County Registrar of Voters to render specific services to the City of Turlock relating to the conduct of the General Municipal Election (Moreno)

Updated

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Recommended Action: Resolution 2024-XXX: Calling for and giving notice of the holding of a General Municipal Election to be held in the City of Turlock on Tuesday, November 5, 2024, for the purposes of submitting to the qualified voters a ballot measure establishing a tax on businesses which sell, distribute, manufacture, cultivate and test cannabis; requesting consolidation thereof with the Statewide General Election to be held on the same date, and requesting the Stanislaus County Board of Supervisors to permit the Stanislaus County Registrar of Voters to render specific services to the City of Turlock relating to the conduct of the General Municipal Election

- B. Calling for and giving notice of the holding of a General Municipal Election to be held in the City of Turlock on Tuesday, November 5, 2024, for the purposes of submitting to the qualified voters a ballot measure amending Chapter 3-6 of Title 3 of the Turlock Municipal Code to increase the Transient Occupancy Tax, adopt regulations for rental agents and to modernize and update other provisions; requesting consolidation thereof with the Statewide General Election to be held on the same date, and requesting the Stanislaus County Board of Supervisors to permit the Stanislaus County Registrar of Voters to render specific services to the City of Turlock relating to the conduct of the General Municipal Election (Moreno)

Recommended Action: Resolution 2024-XXX: Calling for and giving notice of the holding of a General Municipal Election to be held in the City of Turlock on Tuesday, November 5, 2024, for the purposes of submitting to the qualified voters a ballot measure amending Chapter 3-6 of Title 3 of the Turlock Municipal Code to increase the Transient Occupancy Tax, adopt regulations for rental agents and to modernize and update other provisions; requesting consolidation thereof with the Statewide General Election to be held on the same date, and requesting the Stanislaus County Board of Supervisors to permit the Stanislaus County Registrar of Voters to render specific services to the City of Turlock relating to the conduct of the General Municipal Election

- C. Introduction and first reading of an ordinance amending Turlock Municipal Code (TMC) Title 3, Chapter 1, Article 1, Business Licensing to switch billing cycle from semi-annual to annual (Moreno)

Recommended Action: Ordinance 13XX-CS: Introduction and first reading of an ordinance amending Turlock Municipal Code (TMC) Title 3, Chapter 1, Article 1, Business Licensing to switch billing cycle from semi-annual to annual

10. ACTION ITEMS

- A. Authorizing the City Manager to enter into an agreement with Pressert Marketing in the amount of \$100,000 to provide a City of Turlock Business Development and Assistance Program and appropriating \$425,000 unallocated reserves from Fund 119 "American Rescue Plan Act" (ARPA) account number 119-10-188.43060_047 "Contract Serves Business Development and Assistance Program" to pay for the business development program. Out of the total, \$100,000 is allocated for contract service fees and \$325,000 for Business Development matching funds (Sims)

Recommended Action: Resolution 2024-XXX: Authorizing the City Manager to enter into an agreement with Pressert Marketing in the amount of \$100,000 to provide a City of Turlock

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Business Development and Assistance Program and appropriating \$425,000 unallocated reserves from Fund 119 “American Rescue Plan Act” (ARPA) account number 119-10-188.43060_047 “Contract Serves Business Development and Assistance Program” to pay for the business development program. Out of the total, \$100,000 is allocated for contract service fees and \$325,000 for Business Development matching funds

- B. Approving the revised Municipal Services Department Organization Chart effective July 1, 2024 (Dhami)

Recommended Action: Resolution 2024-XXX: Approving the revised Municipal Services Department Organization Chart effective July 1, 2024

11. 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. Media Release regarding Stanislaus and Merced County, along with City of Turlock Public Safety Officials opposing the release of sexually violent predators Kevin Gray and Timothy Weather (Wilson)
- B. Media release regarding Stanislaus County extending contract for 1617 Colorado Avenue facility at 6/25/2024 Board of Supervisors Meeting (Wilson)

12. COUNCILMEMBER 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.

13. COUNCILMEMBER ITEMS FOR FUTURE CONSIDERATION

14. CLOSED SESSION

- A. Conference with Labor Negotiators, Cal. Gov’t 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 Associated Police Officers

Employee Organization: Turlock City Employees Association

Employee Organization: Turlock Firefighters Association-Local 2434

Employee Organization: Turlock Management Association-Public Safety

Unrepresented Groups: Turlock Management and Confidential Employees

- B. Conference with Legal Counsel – Anticipated Litigation, Cal. Gov’t Code §54956.9(d)(2) *“For*

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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): Two (2)

- C. Conference with Legal Counsel – Initiation of Litigation, Cal. Gov’t Code 54956.9(d)(4)“*For the purposes of this section, litigation shall be considered pending when any of the following circumstances exist...Based on existing facts and circumstances, the legislative body of the local agency has decided to initiate or is deciding whether to initiate litigation.*”

Potential Cases: One (1)

15. REPORTS FROM CLOSED SESSION

16. ADJOURNMENT