

City Council Agenda



FEBRUARY 9, 2021

6:00 p.m.

City of Turlock Yosemite Room

156 S. Broadway, Turlock, California

NOTICE: THIS MEETING WILL BE HELD IN ACCORDANCE WITH EXECUTIVE ORDER N-29-20, ISSUED BY CALIFORNIA GOVERNOR GAVIN NEWSOM ON MARCH 17, 2020, THE RALPH M. BROWN ACT (CALIFORNIA GOVERNMENT CODE SECTION 54950, ET SEQ.), AND THE FEDERAL AMERICANS WITH DISABILITIES ACT.

THIS MEETING WILL NOT BE PHYSICALLY OPEN TO THE PUBLIC.

THE MEETING WILL BE STREAMED ON THE CITY OF TURLOCK WEBSITE AT WWW.CITYOFTURLOCK.ORG AND BROADCASTED ON SPECTRUM CHANNEL 2.

MEMBERS OF THE PUBLIC MAY ALSO PARTICIPATE IN THE MEETING VIA THE FOLLOWING METHODS:

JOIN BY CLICKING ON THE MEETING LINK: <https://us02web.zoom.us/j/84924629186>

OR

**JOIN BY ACCESSING THE ZOOM WEBSITE: <https://zoom.us/join>
WEBINAR ID: 849 2462 9186**

OR

**JOIN BY TELEPHONE: 669-900-6833
WEBINAR ID: 849 2462 9186**

Mayor
Amy Bublak

Council Members

Nicole Larson
Andrew Nosrati

Rebecka Monez
Pam Franco
Vice Mayor

Acting City Manager
Gary R. Hampton
City Clerk
Jennifer Land
City Attorney
Douglas L. White

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.

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.

- 0. A. CALL TO ORDER
- B. SALUTE TO THE FLAG
- C. ROLL CALL
- D. DECLARATION OF CONFLICTS

1. CLOSED SESSION:

The Closed Session item(s) for this meeting have been agendized and will be heard toward the latter part of the meeting.

2. 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.

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

- A. Recognition: Employee of the Year, 2020, Staff Services Technician Carla McLaughlin
- B. Recognition: Employee of the Month, January 2021, Community Service Officer II, Ruth Hoover
- C. Appointment: Planning Commission
- D. Appointment: Parks, Arts and Recreation Commission
- E. Briefing: COVID-19 Update, presented by Interim Fire Chief Gary Carlson

4. PUBLIC PARTICIPATION

MEMBERS OF THE PUBLIC WISHING TO ADDRESS THE CITY COUNCIL WILL BE GIVEN THE SAME TIME ALLOTMENT FOR COMMENTS AS NORMALLY ALLOWED FOR MEETINGS SUBJECT TO THE PROVISIONS OF EXECUTIVE ORDER N-29-20.

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. 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.

5. MOTION WAIVING READING OF ALL ORDINANCES ON THE AGENDA, EXCEPT BY TITLE: None

6. 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 1/7/21 in the amount of \$3,773,982.22; Weekly Demands of 1/14/21 in the amount of \$1,498,347.53; Weekly Demands of 1/21/21 in the amount of \$741,553.25
- B. Motion: Accepting Minutes of the Regular Meeting October 27, 2020; Minutes of the Regular Meeting of November 10, 2020
- C.
 - 1. Motion: Approving Amendment No. 3 with Carollo Engineers of Walnut Creek, California, in the amount of \$50,696, bringing the contract total to \$1,791,894 for construction management services for City Project No. 15-39D "Turlock Regional Water Quality Control Facility Secondary Clarifier No. 5 and Denitrification" (upgrade and expansion of the wastewater treatment plant)
 - 2. Resolution: Appropriating \$51,000 to account number 413-51-539.51027_001 "Capital Clarifier #5 & MCC Upgrade" from Fund 413 "WQC-Capital Expansion Reserve" unallocated reserves to provide adequate funding for City Project No. 15-39D "Turlock Regional Water Quality Control Facility Secondary Clarifier No. 5 and Denitrification"
- D. Motion: Approving Contract Change Order No. 1 in the amount of \$26,777 (Non-General Fund - Fund 215), for City Project No. 17-59 "Pedestrian Intersection Improvements, Various Locations" bringing the contract total to \$260,678
- E.
 - 1. Motion: Awarding bid and approving an Agreement in the amount of \$634,187.80 (Non-General Fund - Fund 215) with American Paving Co., of Fresno, CA, for City Project No. 18-53 "Intersection Improvements at Monte Vista Avenue and Fosberg Road"
 - 2. Resolution: Appropriating \$144,000 to account number 215-40-420.51210 "Federal Street Project" to be funded from Fund 218 "Measure L" unallocated reserves to provide necessary funding for City Project No. 18-53 "Intersection Improvements at Monte Vista Avenue and Fosberg Road"
- F. Resolution: Reaffirming the Director of Emergency Services Proclamation of Existence of a Local Emergency in response to COVID-19

7. FINAL READINGS: None

8. PUBLIC HEARINGS:

Public Hearing Item 8A continued from the January 26, 2021 City Council meeting.

- A. Request to order the improvements and formation of the PM 20-03 Turlock Dental Care (Development Project No. 20-020) Landscaping and Lighting Assessment District and the Street Maintenance Benefit Assessment Area, and confirm the diagram and benefit assessments as set forth in the annual report of the Engineer of Work and the levying and collection of assessments set forth therein for fiscal year 2020-2021 for the PM 20-03 Turlock Dental Care (Development Project No. 20-020) Landscaping and Lighting Assessment District and the Street Maintenance Benefit Assessment Area, Pursuant to Resolution No. 97-128 (*Bray*)

Recommended Action:

Resolution: Ordering the improvements and formation of the PM 20-03 Turlock Dental Care (Development Project No. 20-020) Landscaping and Lighting Assessment District and the Street Maintenance Benefit Assessment Area, and confirming the diagram and benefit assessments as set forth in the annual report of the Engineer of Work and the levying and collection of assessments set forth therein for fiscal year 2020-2021 for the PM 20-03 Turlock Dental Care (Development Project No. 20-020) Landscaping and Lighting Assessment District and the Street Maintenance Benefit Assessment Area, Pursuant to Resolution No. 97-128

9. ACTION ITEMS:

- A. Request to award bid and approve an Agreement in the amount of \$1,123,189.10 (Fund 218) with Granite Construction, of Fresno, California, for City Project No. 17-53 "Golden State Rehabilitation 20th Century Boulevard to Main Street" AND appropriate \$300,000 to account number 215-40-420.51210 "Federal Streets Projects" to be funded from Fund 218 "Measure L – Streets" unallocated reserves and appropriating \$55,000 to account number 215-40-420. 51210 "Federal Streets Projects" to be funded from Fund 216 "LTF – Non-motorized" unallocated reserves to provide necessary funding for City Project No. 17-53 "Golden State Rehabilitation 20th Century Boulevard to Main Street" (*Bray*)

Recommended Action:

Motion: Awarding bid and approving an Agreement in the amount of \$1,123,189.10 (Fund 218) with Granite Construction, of Fresno, California, for City Project No. 17-53 "Golden State Rehabilitation 20th Century Boulevard to Main Street"

Resolution: Appropriating \$300,000 to account number 215-40-420.51210 "Federal Streets Projects" to be funded from Fund 218 "Measure L – Streets" unallocated reserves and appropriating \$55,000 to account number 215-40-420. 51210 "Federal Streets Projects" to be funded from Fund 216 "LTF – Non-motorized" unallocated reserves to provide necessary funding for City Project No. 17-53 "Golden State Rehabilitation 20th Century Boulevard to Main Street"

Action Item 9B continued from the January 26, 2021 City Council meeting.

- B. Request to affirm or modify the Parks, Arts & Recreation Commission recommendation to select "Option C" to reconstruct/update Columbia Park Pool and Splash Pad at a base estimate of \$6.3 Million *OR* affirm or modify the recommendation from District 2 Constituents and Representative to select "Option A" to repair Columbia Park Pool and Splash Pad at a base estimate of \$1.8 Million (*Van Guilder*)

Recommended Action:

Resolution: Affirming or modifying the Parks, Arts & Recreation Commission recommendation to select "Option C" to reconstruct/update Columbia Park Pool and Splash Pad at a base estimate of \$6.3 Million

OR

Resolution: Affirming or modifying the recommendation from District 2 Constituents and Representative to select "Option A" to repair Columbia Park Pool and Splash Pad at a base estimate of \$1.8 Million

- C. Request to amend the City of Turlock Fiscal Year 2020-2021 General and Non-General Fund Budgets (*Hampton/Envia/Silva*)

Recommended Action:

Resolution: Amending the City of Turlock Fiscal Year 2020-2021 General and Non-General Fund Budgets

10. 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. Administrative Services
 - 1. Economic Development Update (*Pitt*)
- B. Development Services
 - 1. Monthly Departmental Update (*Bray*)

11. COUNCIL ITEMS FOR FUTURE CONSIDERATION

Requests for Council items for future consideration will be scheduled in accordance with Resolution No. 2008-019.

12. 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.

13. CLOSED SESSION:

- A. Threat to Public Services or Facilities, Cal. Gov't Code §54957(a)
"This chapter shall not be construed to prevent the legislative body of a local agency from holding closed sessions with the Governor, Attorney General, district attorney, agency counsel, sheriff, or chief of police, or their respective deputies, or a security consultant or a security operations manager, on matters posing a threat to the security of public buildings, a threat to the security of essential public services, including water, drinking water, wastewater treatment, natural gas service, and electric service, or a threat to the public's right of access to public services or public facilities."
 Consultation with: Interim Fire Chief Gary Carlson and City Attorney Douglas L. White
- B. 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: Human Resources 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 Employees: Accountant, Sr., Administrative Analyst, Administrative Services Director, Assistant to the City Manager for Economic Development/Community Housing, Chief Building Official, City Clerk, Community Housing Program Supervisor, Deputy Director

Development Services/Planning, Development Services Director, Development Services Supervisor/City Surveyor, Executive Administrative Assistant/Deputy City Clerk, Executive Administrative Assistant/Municipal Services, Executive Administrative Assistant/Public Safety, Fire Chief, Human Resources Analyst, Sr., Human Resources Manager, Human Resources Technician, Information Technology Manager, Legal Assistant, Municipal Services Deputy Director, Municipal Services Director, Office Assistant I, Parks, Recreation and Public Facilities Director, Parks, Recreation and Public Facilities Manager, Payroll Coordinator, Police Business Unit Supervisor, Police Chief, Principal Civil Engineer, Regulatory Affairs Manager, Transit Manager, Utilities Manager, and Water Quality Control Division Manager.

- C. 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: Mayor Amy Bublak
Unrepresented Employees: Interim City Attorney
- D. Public Employee Discipline/Dismissal/Release, Cal. Gov't Code §54957(b)(1)

14. REPORTS FROM CLOSED SESSION

15. ADJOURNMENT