

City Council Agenda

AUGUST 24, 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.

PERSONS WHO ATTEND THE MEETING ARE ASKED TO READ AND FOLLOW THE CURRENT STATE OF CALIFORNIA PUBLIC HEALTH GUIDANCE AT:

www.cdph.ca.gov/Programs/CID/DCDC/CDPH%20Document%20Library/COVID-19/What-Will-June-15-Look-Like.pdf

AND AT:

www.cdph.ca.gov/Programs/CID/DCDC/Pages/COVID-19/guidance-for-face-coverings.aspx#June15guidance

LISTING STATE-IMPOSED REQUIREMENTS FOR ATTENDING IN PERSON

THIS 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

****participant's phone number will be public****

Mayor
Amy Bublak

Council Members

Nicole Larson
Andrew Nosrati

Rebecka Monez
Pam Franco
Vice Mayor

Interim City Manager
Sarah Tamey Eddy
Interim City Clerk
Kellie E. Weaver
Interim City Attorney
George A. Petrulakis

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. Briefing: Roads Update (Bray)

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

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 8/5/21 in the amount of \$703,057.64; Weekly Demands of 8/12/21 in the amount of \$1,233,230.88
- B. Motion: Accepting Minutes of the Regular Meeting of May 25, 2021; Minutes of the Regular Meeting of June 8, 2021; Minutes of the Regular Meeting of June 22, 2021; Minutes of the Regular Meeting of July 13, 2021; Minutes of the Regular Meeting of July 27, 2021; Minutes of the Regular Meeting of August 10, 2021
- C. Motion: Authorizing the release of unclaimed checks pursuant to California Government Code Sections 50050 and 50053 to the City of Turlock
- D. Resolution: Approving a Grant of Irrigation Easement to Turlock Irrigation District (T.I.D.) related to property acquired and improvements constructed for City Project No. 0828 "SR-99/Fulkerth Road Interchange"
- E. Resolution: Adopting a revision to the Public Transportation Agency Safety Plan (PTASP) for the City of Turlock for Fiscal Year 2021-22 and certifying compliance with 49 C.F.R. Part 673
- F. Motion: Authorizing the purchase of a FARO Focus 3D Laser Scanner in an amount not to exceed \$65,000 from Faro Technologies in accordance with Turlock Municipal Code Section 2-7-08(b)(2) "Bidding procedures are not required under the following circumstances regardless of the amount involved: When the supplies, materials, equipment, or services can be obtained from only one (1) vendor"
Resolution: Appropriating \$8,500 to 206-20-441.44001_000 "Traffic Safety-Supplies General" from Fund 206 "Traffic Safety" unassigned reserve to be used for the purchase of a FARO Focus 3D Laser Scanner
Resolution: Appropriating unspent funds in the amount of \$28,310 to account number 266-20-255-341.51107_007 "JAG Expenses 2018-DJ-BX-0114" and \$28,365 to account number 266-20-255-341.51107_008 "JAG Expenses 2019-DJ-BX-0533" from Fund 266 "JAG" unassigned reserve to be used for the purchase of a FARO Focus 3D Laser Scanner
- G. Resolution: Appropriating \$10,000 from Fund 201 "Non-Federal Asset Forfeiture" unassigned reserves to account number 201-20-241.47095_000 "Training General" for the cost of three Basic Special Weapons and Tactics (SWAT) courses for new SWAT officers
- H. Resolution: Reaffirming the Director of Emergency Services Proclamation of Existence of a Local Emergency in response to COVID-19
- I. Resolution: Reaffirming the Proclamation of a Local Emergency by Interim City Manager Sarah Tamey Eddy (Director of Emergency Services) in Response to a continuing Unsheltered Homeless and Encampment Crisis (UHC) within the City of Turlock and Confirming Rules and Regulations No. 1 Made and Issued by Interim City Manager Sarah Tamey Eddy (Director of Emergency Services)
- J. Resolution: Approving a Resolution to Employ a CalPERS Annuitant (Interim Municipal Services Director) pursuant to CalPERS Requirements

7. FINAL READINGS: None

8. PUBLIC HEARINGS:

- A. Request for the City Clerk to confirm: a) Proof of Publication of Notice of Public Hearing; b) Signed Waiver and Consent; c) Completed and Signed Ballot and d) Signed Certificate of Clerk Regarding Receipt of Property Owner Waiver and Consent Form and Ballot Declaring Election Results (Project Planner to prompt and facilitate these steps) AND Mayor and City Council conduct public hearing confirming that no protests have been received – close hearing and adopt the two resolutions below AND Calling a Special, Mailed-Ballot Election respecting Proposed Annexation Number 30 to existing Community Facilities District Number 2 (Services Mitigation) AND Declaring the results of Mailed-Ballot Election respecting Proposed Annexation Number 30 to Community Facilities District Number 2 (Services Mitigation) and ordering annexation (*Quintero*)

Recommended Action:

Confirmation: City Clerk confirms: a) Proof of Publication of Notice of Public Hearing; b) Signed Waiver and Consent; c) Completed and Signed Ballot and d) Signed Certificate of Clerk Regarding Receipt of Property Owner Waiver and Consent Form and Ballot Declaring Election Results (Project Planner to prompt and facilitate these steps)

Public Hearing: Mayor and City Council conduct public hearing confirming that no protests have been received – close hearing and adopt the two resolutions below

Resolution: Calling a Special, Mailed-Ballot Election respecting Proposed Annexation Number 30 to existing Community Facilities District Number 2 (Services Mitigation)

Resolution: Declaring the results of Mailed-Ballot Election respecting Proposed Annexation Number 30 to Community Facilities District Number 2 (Services Mitigation) and ordering annexation

9. ACTION ITEMS:

- A. Request to approve the First Substantial Amendment to the Fiscal Year 2021-2022 Annual Action Plan for the Community Development Block Grant Program AND reallocate \$100,000 from 255-41-485.47210_003 (First Time Home Buyer Program) to fund 255-41-485.47215 (Public Services Program). (*Ramos*)

Recommended Action:

Resolution: Approving the First Substantial Amendment to the Fiscal Year 2021-2022 Annual Action Plan for the Community Development Block Grant Program

Motion: Reallocating \$100,000 from 255-41-485.47210_003 (First Time Home Buyer Program) to fund 255-41-485.47215 (Public Services Program) for increased funding to the Public Services Grant Program

- B. Request to appropriate \$73,343 to account number 216-40-435.43030 "City Engineering Services" to be funded from Fund 216 (Division 435 – Street and Roads) unallocated reserves to provide necessary funding for the pavement management update as identified in the Cooperative Funding Agreement with Stanislaus Council of Governments (StanCOG) AND approve a Cooperative Funding Agreement with Stanislaus Council of Governments (StanCOG) to participate in a regional update to the Pavement Management Program in a form approved by the City Attorney . (*Bray*)

Recommended Action:

Resolution: Appropriating \$73,343 to account number 216-40-435.43030 "City Engineering Services" to be funded from Fund 216 (Division 435 – Street and Roads) unallocated reserves to provide necessary funding for the pavement management update as identified in the Cooperative Funding Agreement with Stanislaus Council of Governments (StanCOG)

Motion: Approving a Cooperative Funding Agreement with Stanislaus Council of Governments (StanCOG) to participate in a regional update to the Pavement Management Program in a form approved by the City Attorney

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. Fire Department
 - 1. Public Safety Briefing (*Carlson*)
- B. Police Department
 - 1. Public Safety Briefing (*Hampton*)
- C. Municipal Services
 - 1. Monthly Departmental Update (*Brown*)
- D. Administrative Services
 - 1. Finance Update (*Burke*)

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. 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: Interim 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 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, Finance Director, 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, Roads Program Manager, Transit Manager, Utilities Manager, and Water Quality Control Division Manager.
- B. Public Employee Performance Evaluation, Cal. Gov't Code §54957(b)(1)
Title: City Attorney

14. REPORTS FROM CLOSED SESSION

15. ADJOURNMENT